

the proper authorities for such purpose, etc."

Have had the same under consideration, and beg leave to report the same back to the Senate with the recommendation that it do pass, and that it be not printed.

WOODS,  
SUITER.

### TWENTY-THIRD DAY.

Senate Chamber,  
Austin, Texas,

Monday, August 15, 1921.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor Lynch Davidson.

The roll was called, a quorum being present, the following Senators answering to their names:

Bailey.	McMillin.
Raun.	Murphy.
Bledsoe.	Page.
Rurkett.	Parr.
Clark.	Richards.
Cousins.	Rogers.
Darwin.	Suiter.
Davidson.	Watts.
Doyle.	Williams.
Dudley.	Willis.
Fairchild.	Witt.
Floyd.	Wood.
Hertzberg.	Woods.
Lewis.	

Absent.

Buchanan. Hall.  
Dorough.

Absent—Excused.

Carlock.

Prayer by the chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Murphy.

### Senate Bill No. 19—Conference Committee On.

I move that the Senate do not concur in House amendments to S. B. No. 19, but that a free conference between the House and Senate be requested to arrange differences between the House and Senate on said bill.

FLOYD.

The motion was read and adopted, and,

The Chair appointed the following

Senators on the committee on part of the Senate: Senators Floyd, Williams, Rogers, Buchanan and Cousins.

### Message from the House.

Hall of the House of Representatives,  
Austin, Texas, August 15, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

H. B. No. 9, A bill to be entitled "An Act to apportion the State of Texas into Representative Districts, and to fix the number of Representatives thereof, and to repeal all laws in conflict herewith, and declaring an emergency."

With engrossed rider.

H. B. No. 118, A bill to be entitled "An Act conferring upon life insurance companies organized under the laws of this State, in addition to the powers heretofore conferred upon such companies, the power to act as executor under the last will, or as administrator of the estate of any deceased person under appointment of any court of record having jurisdiction of the estate of such deceased person, and declaring an emergency."

H. B. No. 144, A bill to be entitled "An Act to establish and maintain a State School of Correspondence at Austin, Texas; to provide for all courses of study by correspondence that supply the needs of Texas people; to provide for the appointment of an executive board for same and prescribe their duties; to provide for the appointment of members of the faculty, prescribe their duties and provide for the salaries of members of said faculty, and declaring an emergency."

H. B. No. 78, A bill to be entitled "An Act to amend Article 235, Chapter 2, Title 4, of the Code of Criminal Procedure of the State of Texas of 1911; defining the county in which the offense of forgery of a written instrument, or where the same is used or passed or attempted to be used or passed or deposited for either collection or credit and forging and uttering, using or passing a forged instrument in writing which concerns or affects the title to land in this State, and declaring an emergency."

H. B. No. 101, A bill to be entitled "An Act defining the boundaries of the Alice Independent School District in Jim Wells County, Texas, as heretofore created and as amended and confirmed by Senate Bill No. 7, Chapter 44 of the Local and Special Laws of the Thirty-sixth Legislature, at its Third Called Session, page 142; giving the board of trustees of the Alice Independent School District jurisdiction over the lands and property of the inhabitants thereof; providing for the assessing and collecting of taxes for the year 1921, and future years on the lands and property therein, and declaring an emergency."

With engrossed rider.

H. B. No. 171, A bill to be entitled "An Act enlarging the area and correcting the boundaries of the present Hale Center Independent School District; providing for transportation of certain students, and declaring an emergency."

H. B. No. 40, A bill to be entitled "An Act to amend Section 40 of the Chapter 87, Acts of the Thirty-fifth Legislature, Regular Session, and Section 40 thereof as amended by Chapter 13, Section 2, General Laws of the Thirty-seventh Legislature, and adding thereto new Sections 40a, 140, and 141 relating to organization and government of water improvement and irrigation districts; providing for the fixing of liens and the collection of taxes and the protection of the water supply by such districts, and declaring an emergency."

With engrossed rider.

H. B. No. 44, A bill to be entitled "An Act to amend Article 7235, Chapter 6, Title 124, Revised Civil Statutes of 1911, as amended by Chapter 72 of General Laws of the Thirty-third Legislature, and Chapters 26 and 99 of the General Laws of the Thirty-fourth Legislature, and Chapter 131, General Laws of the Thirty-fifth Legislature, and Chapter 10 of the Third Called Session of the Thirty-fifth Legislature, and Chapter 13 of the Fourth Called Session of the Thirty-fifth Legislature, and Chapter 35, General Laws of the Thirty-sixth Legislature, and Chapter 105, General Laws of the Thirty-sixth Legislature, and Chapter 50 of the General Laws of the Third Called Session of the Thirty-sixth Legislature, and Chapter 32 of the Gen-

eral Laws of the Regular Session, of the Thirty-seventh Legislature, with reference to the mode of preventing horses and certain other animals from running at large in the counties named so as to include Wheeler County, and declaring an emergency."

H. B. No. 114, A bill to be entitled "An Act to amend Article 2643 of Chapter 2, Title 48, Revised Civil Statutes, 1911, providing that the Board of Regents of the University of Texas, when authorized by specific legislation, may expend the interest of the permanent University fund for permanent improvements; providing that any contract made in any manner or for any purpose except as in said Article 2634 specified shall be null and void, and declaring an emergency."

H. B. No. 3, A bill to be entitled "An Act to repeal Articles 865a, 865b, 865c, 865d, 865e, 865f, 865g, 865h, and 865i, of the Code of Criminal Procedure of the State of Texas."

H. B. No. 120, A bill to be entitled "An Act making the librarian of the library of the University of Texas the custodian of the printed reports of the decision of the Courts of Civil Appeals, the Court of Criminal Appeals, and the Supreme Court of this State and authorizing a transfer of those now on hand in the office of the Secretary of State to the University library, authorizing said reports to be used while in said library; also authorizing the Secretary of State to turn over to the University librarian twenty-five volumes each of the Revised Civil Statutes of 1911 and the Revised Criminal Statutes of 1911, and declaring an emergency."

Respectfully submitted,

C. L. PHINNEY,

Chief Clerk House of Representatives.

#### Message from the House.

Hall of the House of Representatives,  
Austin, Texas, August 15, 1921.

Hon. Lynch Davidson, President of  
the Senate.

Sir: I am directed by the House to inform the Senate that the House has adopted a simple resolution suspending that part of Section 5 of House Rule No. 18 which prohibits the consideration of Senate bills on second reading during the last 72 hours of the session.

Refused to concur in Senate amendments in H. B. No. 32, and requests a Free Conference Committee. The following have been appointed on part of the House, as a Free Conference Committee to consider H. B. No. 32: Johnson of Wichita, Hill, Fly, Beavens, and Simms.

Respectfully submitted,  
C. L. PHINNEY,  
Chief Clerk, House of Representatives.

#### Simple Resolution No. 44.

By Senator Murphy:

Resolved that the Committee on Internal Improvements be requested to return and report to the Senate with or without recommendations House Concurrent Resolution No. 18 at or before 3:00 p. m. this 15th day of August, 1921.

The resolution was read and Senator Darwin moved that it be referred to Committee on Internal Improvements, and.

Senator Burkett moved to table the motion to refer, which motion to table was adopted by the following vote:

#### Yeas—17.

Bailey.	Lewis.
Baugh.	Murphy.
Bledsoe.	Page.
Burkett.	Richards.
Cousins.	Rogers.
Davidson.	Suiter.
Dudley.	Watts.
Fairchild.	Williams.
Floyd.	

#### Nays—9.

Darwin.	Willis.
Doyle.	Witt.
Hertzberg.	Wood.
McMillin.	Woods.
Parr.	

#### Absent.

Buchanan.	Dorough.
Clark.	Hall.

#### Absent—Excused.

Carlock.

The resolution was read again, and.

Senator Darwin made the point of order that the Senate could not make a committee report on a measure.

The Chair overruled the point of order.

The resolution was then adopted.

#### Invitation to Visit State Orphan Home.

By request of Senator Woods of Corsicana, Robert Calvert, 16 years of age, an inmate of the State Orphan Home at Corsicana for 8 years, addressed the Senate in behalf of his institution inviting the Senators to be present at the home on September 6th to celebrate the Thirty-fourth Anniversary of the founding of the Home and to commemorate the centennial of the planting in Texas of the colony of Stephen F. Austin.

Robert Calvert was selected by the boys and girls of the Home to act as their representative in extending this invitation. He made a very pleasing impression on the Senate and was given almost an ovation when he descended from the rostrum. Calvert is in the tenth grade in the high school and is a member of the State Orphans Home Band.

#### Message from the House.

Hall of the House of Representatives,  
Austin, Texas, August 15, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bill:

S. B. No. 44, A bill to be entitled "An Act amending Art. 1121 of Revised Civil Statutes of the State of Texas, 1911, by the addition of subdivision 82, providing for the incorporation of establishments for the manufacture of ice an non-intoxicating beverages and in connection therewith the operation of a general storage business, and declaring an emergency."

Respectfully submitted,  
C. L. PHINNEY,  
Chief Clerk House of Representatives.

#### Post Session Clerical Work.

Senate Chamber.  
Austin, Texas, Aug. 15, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Rules to provide for the printing of the Senate Journal of the First Called Session of the Thirty-seventh Legislature, and to provide for officers and employees to close up post-session clerical work, beg leave to report as follows:

That 250 volumes of the Senate

Journal of the First Called Session, when completed, shall be bound in full law sheep and that one volume when thus bound shall be forwarded by the Secretary of State to each member of the Senate and to each Representative, and the Lieutenant Governor, and the remainder shall be retained by the Secretary of State. The printing of such Senate Journals in permanent form shall be done in accordance with the pre-existing law and the provisions of this resolution under the supervision of the Journal Clerk of the Senate, and it is further provided that the Journals herein provided shall be delivered to the Secretary of State within sixty days after the last copy shall have been furnished the contractor. And it is further provided that it shall be the duty of the Secretary of State not to receive or receipt for said Journals until correctly published as required herein and by the pre-existing law and approved by the Journal Clerk of the Senate.

When said Journals have been published and the account approved by the State Board of Control, the same shall be paid for out of the contingent expense funds of the First Called Session of the Thirty-seventh Legislature that are available, provided that the Chairman of the Committee on Contingent Expenses shall not issue a voucher for said amount until the Journal Clerk has certified to him that the Journal has been published and delivered in accordance with the provisions of this resolution.

We recommend that the Journal Clerk be retained forty days after adjournment, or so much thereof as may be necessary, and that he be allowed for his services \$7.50 per day, and that he be instructed to prepare and deliver to the public printer the Journal of the Senate, together with a complete index to same, and to deliver to the Secretary of State all documents, bills, etc., and Journals by law required by law to be delivered by him to the Secretary of State; and the Assistant Journal Clerk, two days at \$5.00 per day.

That Miss Lulu E. Gardner, Calendar Clerk, and Mrs. M. Hargis, Assistant Calendar Clerk, be retained three days after adjournment and that they be instructed to check up, index and arrange such bills, books, resolutions and other documents as

may remain in their possession and deliver same to the Secretary of the Senate, at \$5.00 per day.

We recommend that Sergeant-at-Arms A. W. Holt be retained for five days and be instructed to immediately prepare a complete and itemized duplicate inventory of all property of the Senate, including all furniture and property in the Lieutenant Governor's rooms and in the reception room, with marks of identification entered on the invoice; such inventory to show the condition and probable value of such property, and that each copy of each inventory to be approved by the President of the Senate, and be delivered by the Sergeant-at-Arms to the Superintendent of Public Buildings and Grounds and one copy to the Sergeant-at-Arms, and J. A. Kenny and Morris Midkiff, Assistant Sergeants-at-Arms, be allowed three days after adjournment to deliver said property to the Superintendent of Buildings and Grounds, taking his receipt for same, which shall be delivered to the Secretary of State and filed and kept by him, and said receipt shall be delivered to the Sergeant-at-Arms of the Senate at the next session of the Senate, as soon as said Sergeant-at-Arms has been elected and qualified; and that the Sergeant-at-Arms be allowed four porters at their regular pay to assist him.

We recommend that the Engrossing Clerk and the Enrolling Clerk be required to deliver to the Secretary of the Senate all books and documents belonging to the Senate, in their possession upon adjournment, and that they be retained three days after adjournment and that each be paid \$5.00 per day.

We recommend that the Secretary of the Senate, W. V. Howerton, be retained ten days and instructed to complete the duties as secretary, in completing the record of the executive session and deliver all records and documents to the Journal Clerk as is required of him, and he shall be paid the sum of \$7.50 per day; and the Assistant Secretary be retained for three days at \$5.00 per day.

We recommend that the Secretary to the Lieutenant Governor, Raymond Brooks, be retained seven days after adjournment and that he be instructed to perform such duties as may be assigned him by the Presi-

dent of the Senate, at his regular pay.

That the Postmistress, Mrs. Clyde Smith, be requested to make out a list of the Senators and employees of the Senate, with their respective postoffice addresses, and furnish the same to the postmaster at Austin, with the request that he forward their mail to their respective addresses after adjournment and that she be paid for three days at \$5.00 per day.

We further recommend that the mailing clerk and assistant mailing clerk be retained for three days after adjournment and be paid \$5.00 per day each for their services and be required to mail out on the mailing list the copies of the last day's journal of the Senate and that the Sergeant-at-Arms be instructed to furnish the mailing clerk with sufficient wrappers and postage to do so.

That the above amounts be paid out of the per diem appropriation for the Thirty-seventh Legislature, First Called Session.

That \$100 or so much thereof as may be necessary shall be appropriated out of the contingent expense fund, to pay postage or express charges on Journals sent out; that the Secretary of State shall have charge of sending out the Journals as above provided; and further that the expenditures under this resolution may be paid out of the contingent or per diem funds of the First Called Session of the Thirty-seventh Legislature.

Davidson, Hertzberg, Witt, members of Committee on Rules.

The report was read and adopted.

#### House Bill No. 32—Conference Committee on.

Senator Hertzberg moved that the Senate grant the request of the House for a Conference Committee on

House Bill No. 32.

The motion was adopted and the Chair appointed the following as the Committee on part of the Senate:

Senators McMillin, Hertzberg, Suiter, Bailey and Williams.

Morning call concluded.

#### House Bill No. 137.

Senator Dudley asked unanimous consent to take up, and the Chair laid before the Senate on second reading.

H. B. No. 137 A bill to be entitled

"An Act making appropriations to pay miscellaneous claims against the State; authorizing the payment of said miscellaneous items on the taking effect of this act, making additional appropriations to pay interest on the public debt of the State, and to pay Mexican war veterans and to pay Miss Lavinia Harvil as assistant librarian at the University for the fiscal years ending August 31, 1922, and August 31, 1923 and declaring an emergency."

The Senate rule, requiring committee reports to lie over for one day, was suspended.

The committee report was adopted.

Senator Bailey offered the following amendment which was read and adopted:

Amend H. B. 137 as follows:

To pay to J. G. Bruner of Atascosa County Texas, father of J. E. Bruner, member of Troop A, Second Regiment, First Brigade, Second Cavalry, National Guard of Texas, who died while a member of said National Guard on October 21, 1918, while awaiting introduction in the regular army the sum of \$150 for burial expenses."

Senator Bailey offered the following amendment, which was read and adopted:

Amend H. B. No. 137 by adding thereto the following:

The sum of Twenty-five Hundred (\$2500) Dollars is hereby appropriated to pay for the bronze statue of Joanna Troutman on the Troutman monument in the State Cemetery, and to pay for a bronze tablet to be placed on one side of the pedestal of said monument, giving the names of the men who were in Fannin's Massacre at Goliad.

Senator Dudley offered the following several amendments, severally, all being adopted:

(3)

Amend House Bill No. 137, page 1, by striking out lines 25 and 29, as this item is also in educational bill.

(4)

Amend caption in H. B. No. 137 by striking out reference to Miss Looma Howell.

(5)

Amend H. B. No. 137, page 5, by

inserting a new line after line 33 to read as follows, D. T. Baldwin, \$900, and re-number lines in balance of page 5.

Senator Murphy offered the following amendment, which was read and adopted:

Amend H. B. No. 137 by adding thereto the following:

To Jounce Henry, Spring, Harris County, Texas, refund occupation tax receipt No. 33, series 49, \$346.75.

Senator Willis offered the following amendment:

Amend House Bill No. 137, by adding thereto the following:

To pay Mrs. J. D. Skelton, daughter and surviving heir of Col. William Fitzhugh, deceased, the sum of money due the said Fitzhugh by the State of Texas, and remaining unpaid, on account of the purchase by the State of Texas from the said Col. Fitzhugh of mules for the ranger service, as shown by Vol. 5, pages 422-23, Gammel's Laws of the State of Texas, and other public records, \$7,471.94

#### Bills Read and Referred.

The Chair (Lieutenant Governor Davidson), had referred, after their captions had been read, the following House bills:

H. B. No. 78, to Committee on Criminal Jurisprudence.

H. B. No. 3, to Committee on Criminal Jurisprudence.

H. B. No. 9, to Committee on Representative Districts.

H. B. No. 40, to Committee on Mining and Irrigation.

H. B. No. 44, to Committee on Livestock.

H. B. No. 101, to Committee on Educational Affairs.

H. B. No. 114, to Committee on Finance.

H. B. No. 118, to Committee on Banking and Insurance.

H. B. No. 20, to Committee on Educational Affairs.

H. B. No. 114, to Committee on Educational Affairs.

H. B. No. 171, to Committee on Educational Affairs.

#### Executive Session.

The Chair here announced that the hour previously designated for executive session, to consider appoint-

ments by the Governor had arrived, and the Senate accordingly repaired to Executive Session.

The following confirmations were made, as reported by the Secretary of the Senate:

"I am instructed by the Senate to inform you that the Senate advises, consents to and confirms the following nominations contained in your message to the Senate, received July 27, 1921:

To be members of the State Board of Pharmacy: W. H. Cousins, of Dallas; J. W. Collins, of Amarillo; C. A. Elland, of Munday; Wilford Harrison, of Wichita Falls; and Miss Adelaide Richardson, of Denison.

Also the following nomination contained in your message to the Senate of the 11th instant:

To be a member of the Board of Prison Commissioners: Sanford Jones Dean, of Ranger, Eastland County, to succeed W. H. Rand, resigned.

To be Notaries Public in and for the several counties indicated, the list of persons returned herewith and which appear in the Senate Journal of August 16, 1921, copies of which will be duly filed with you.

"W. V. Howerton,  
Secretary."

The following named persons were confirmed as Notaries Public:

#### FIRST DISTRICT.

##### Morris County.

Born, F. W., Naples; Butler, J. O., Naples; Davis, J. M., Naples; Heath, Samuel H., Naples; Hines, H. H., Naples; Martin, J. C., Naples; Robinson, W. W., Naples.

##### Cass County.

Trammell, Isham S., Marietta; Wommack, R. J., Marietta.

#### SECOND DISTRICT.

##### Hopkins County.

Cordell, A. D., Sulphur Springs; Farler, Mrs. Emma, Ridgeway; Dickerson, Verona, Sulphur Springs; Gardner, W. O., Sulphur Springs; Hedrick, G. A., Sulphur Springs; Mothershed, J. L., Sulphur Springs; Moody, Miss Dixie, Sulphur Springs; McGarity, J. J., Sulphur Springs; Spencer, J. M., Sulphur Springs;

Sharp, George, Sulphur Springs;  
Tucker, T. J., Sulphur Springs;  
Thomas, J. Bert, Sulphur Springs.

#### Franklin County.

Kidwell, J. T., Mt. Vernon; Cowan,  
R. B., Mt. Vernon; Brady, E. T.,  
Winsboro; Mattinson, Roy E., Mt.  
Vernon.

#### Delta County.

Kenyon, L. C., Cooper; Manis, J.  
M., Cooper; Wickersham, J. W.,  
Cooper; Gaines, Mrs. L. M., Cooper.

#### Red River County.

Hooks, D. I., Clarksville; Aubrey,  
John P., Clarksville; Attebery, J. P.,  
Detroit; Franklin, Byron, Clarksville;  
Hudson, Lenox, Bogata; Sunkel, B.  
W., Clarksville; Humphreys, J. E.,  
Scrap; Chambers, E. B., Clarksville.  
Howison, J. W., Bogata; Giddens,  
Willis, Annona; Canterbury, C. C.,  
Clarksville; Graves, Clovis, Clark-  
sville; Gaines, G. G., Clarksville;  
Wren, Mrs. Allie M., Clarksville;  
Jones, R. W., Clarksville; Bryson E.  
D., Fulbright; Francis, J. M., Ful-  
bright; Bright, J. R., Fulbright;  
Mangrum, Miss Veta, Fulbright;  
Pirkey, Carl, Avery; Elder, J. J.,  
Bogata; Pace, Will, Madris; Carroll,  
Gordon Clarksville; Srygley, J. M.,  
Manchester; Cowan, X, Manchester;  
Shrygler, J. M., Manchester.

### THIRD DISTRICT.

#### Lamar County.

Osborne, Maud, Paris; Nicholson;  
Lucian, Paris.

#### Fannin County.

Leatherwood, D. E., Bonham.

### FOURTH DISTRICT.

#### Grayson County.

H. L. Backers, Denison; Jas. H.  
Davenport, Denison; G. H. Pain,  
Denison; J. F. Sasser, Denison.

### FIFTH DISTRICT

#### Collin County.

Garrison, J. A., McKinney; Smith,  
K. K., Celina.

#### Hunt County.

Ward, J. R., Greenville; Wolfe,  
Frank E., Greenville.

### SIXTH DISTRICT.

#### Dallas County.

Austin, Ivan, Dallas; Barnes, Wal-  
ter, Dallas; Baker, T. A., Dallas;  
Barrett, T. H., Dallas; Bawyer, H.  
T., Dallas; Beaver, Lelia E., Dallas;  
Beaton, Neil E., Dallas; Behrends,  
Earle D., Dallas; Beilharz, Alfred J.,  
Dallas; Blackert, Elmore J., Dallas;  
Bolger, L. F., Dallas; Booth, J. H.,  
Dallas; Bevell, Mrs. Louise V., Dal-  
las; Boyd, Vera H., Dallas; Boynton,  
W. H., Dallas; Bowyer, H. T., Dallas;  
Brady W. C., Dallas; Buchanan,  
Fred, Dallas; Bullard, T. I., Dallas;  
Burge, Ella, Dallas; Burns, Victoria,  
Dallas; Burrows, J. W., Dallas;  
Butler, Maude, Dallas; Calvert, H. G.,  
Dallas; Calvert, Nannie, Dallas;  
Cameron, Earl B., Dallas; Car-  
michael, J. R., Dallas; Chamberlain,  
Mable M., Dallas; Clark, Thos. L.,  
Dallas; Coates, W. W., Dallas; Cocke,  
Jas. R., Dallas; Cole, A. T., Dallas;  
Collie, W. M., Dallas; Collingsworth,  
C. J., Dallas; Cook, Lorena, Dallas;  
Cooper, Harry G., Dallas; Cook, W.  
W., Dallas; Cooper, Thos. H., Dallas;  
Cox, S. S., Dallas; Crook, Wilson W.,  
Dallas; Darley, H. L., Dallas; Davis,  
Mrs. E. M., Dallas; Dean, Joel A.,  
Dallas; Decherd, E. A., Dallas;  
Davenport, W. B., Dallas; Dittert,  
Alfred, Dallas; Donnan, Mrs. L., Dal-  
las; Douthit, J. E., Dallas; Downes,  
J. F., Dallas; Dysterbach, Sylvan,  
Dallas; Eads, P., Dallas; Eaton, R.  
W., Dallas; Estes, S. L., Dallas, Eu-  
bank, Thomas E., Dallas; Evans, G.  
B., Dallas; Farnsworth, A. M., Dal-  
las; Freedman, Lillian, Dallas; Fur-  
gason, W. O., Dallas; Gladden, Chas.  
L., Dallas; Green, H. H., Dallas;  
Greene, Paul C., Dallas; Hallonquist,  
Anna, Dallas; Hanson, Mrs. B., Dal-  
las; Hardie, L. C., Dallas; Hatcher,  
W. Gregory, Dallas; Hayley, C. C.,  
Carrollton; Hawkes, Nannie, Dallas;  
Higgins, Bess, Dallas; Higgs, A. M.,  
Dallas; Hopkins, Gladys, Dallas;  
Howard, Mrs. Bess, Dallas; Hurt, H.  
B., Dallas; Jameson, R. T., Dallas;  
James, W. A., Dallas; Jinks, J. D.,  
Dallas; Jernigan, F. S., Dallas;  
Jinks, J. S., Dallas; Johnson, A. S.,  
Dallas; Johnson, A. H., Dallas;  
Kiker, O. P., Dallas; Kimball, Jane,  
Dallas; Kramolis, Lottie, Dallas;  
Kveton, P. H., Dallas; Lankford, R.  
G., Dallas; Leache, Judith C., Dal-  
las; Lennex, Samuel D., Dallas; Le-  
welling, Dwight L., Dallas; Love, El.,

Dallas; Luse, W. P., Dallas; Magill, Bessie L., Dallas; Marsh, E. B., Dallas; Marshall, C. C., Dallas; Maxwell, Eunice, Dallas; Massey, L. G., Dallas; Matthews, R. Leslie, Dallas; McAdams, E. P., Dallas; McCook, J. J., Dallas; McGaughey, Katherine, Dallas; McDonald, D. W., Dallas; Mercner, Edward C., Jr., Dallas; Miller, R. C., Dallas; Montgomery, J. Max, Dallas; Moore, John A., Dallas; Moore, Kate, Dallas; Moseley, Mrs. R. L., Dallas; Murrah, Pearl W., Dallas; Muse, Cavin, Dallas; Nance, Sam C., Rylie; Nowlin, E. L., Dallas; Olinger, W. R., Mesquite; Owens, George R., Dallas; Parker, D. F., Dallas; Parker, Mary, Dallas; Perry, W. L., Dallas; Pierce, G. B., Dallas; Pierson, G. G., Dallas; Porter, C. R., Dallas; Prestridge, Emily, Dallas; Provine, W. L., Dallas; Rau, Frank, Jr., Dallas; Reese, T. B., Dallas; Rice, L. M., Dallas; Rice, S. P., Dallas; Ridell, M., Dallas; Rische, E., Dallas; Runge, Julius H., Dallas; Rike, R. C., Dallas; Robertson, L. R., Dallas; Rutledge, J. Carroll, Dallas; Scott, F. G., Garland; Selman, T. M., Dallas; Selby, Elva, Dallas; Semo, S. F., Dallas; Sharp, L. J., Dallas; Sheppard, Fred E., Dallas; Shook, Mrs. Lorene, Dallas; Shurgart, Annie, Garland; Smith, Thos. W., Dallas; Smyers R. J., Dallas; Stemmons, Sidney A., Dallas; Snyder, Willis; Storm, Miss Jim, Dallas; Stover, O. I., Dallas; Stark, C. T., Kleburg; Swift, W. O., Dallas; Swindell, F. A., Dallas; Swindells, Chas. S., Dallas; Thaxton, E. A., Dallas; Thompson, Maidee, Dallas; Thompson, J. F., Dallas; Travis, E. L., Dallas; Touchstone, J. S., Dallas; Villars, Joseph D., Dallas; Warlick, W. M., Dallas; Watson, Nannie, Dallas; Webb, W. M., Dallas; Welsh, Mrs. L. B., Dallas; White, Russell B., Vickery; Whitney, G. R., Dallas; Wight, W. L., Dallas; Williams, H. R., Dallas; Wofford, O. E., Dallas; Wood, H. C., Dallas; Wood, L. E., Dallas; Works, A. V., Dallas; Works, G. W., Dallas; Williams, Mrs. Louise, Dallas; Zercher, S., Dallas.

#### Rockwall County.

McDonald, J. D., Rockwall.

#### SEVENTH DISTRICT.

##### Camp County.

Carpenter, (Mrs.) Margaret K.,

Pittsburg; Dodson, C. A., Pittsburg; Garrett, John P., Pittsburg; Newsome, John D., Pittsburg.

##### Smith County.

Glenn, Frank A., Tyler.

##### Upshur County.

McKinney, J. L., Rosewood.

##### Van Zandt County.

Anthony, John R., Grand Saline.

##### Wood County.

McCrary, E. J., Quitman.

#### EIGHTH DISTRICT.

##### Panola County.

Westmoreland, J. B., Carthage; Keeling, R. H., Dotson.

##### Harrison County.

Bell, Miss Lillian, Marshall; Cargill, B. A., Blocker; Cooke, Howell F., Elysian Fields; Baldwin, Fawn, Marshall; Granbery, R. G., Marshall.

##### Shelby County.

Banks, Mrs. G. B., Center; Harris, W. M., Center; Powell, W. I., Center; Green, Miss Willie F., Timpson; Barron, Miss Persis, Center; Smith, Chas. H., Center; Green, J. M., Shelbyville; Black, J. C., Timpson; McDaniel, Jno. M., Center; McKenzie, W. A., Waterman.

#### NINTH DISTRICT.

##### Henderson County.

Calloway, C. C., Athens.

##### Kaufman County.

Huffmaster, Roy A., Kaufman; Mizell, H. L., Kaufman.

#### TENTH DISTRICT.

##### Ellis County.

Acrey, Ollie N., Waxahachie; Brooks, Horace R., Waxahachie; Bullard, Robert J., Waxahachie; Davis, G. B., Waxahachie; Griffin, Miss Gladys, Ennis; Hawkins, E. C., Ennis; Herring, Miss Mary, Waxahachie; Howard, L. A., Waxahachie; Morris, Robert, Waxahachie; Roebuck, L. R., Italy; Stroud, Miss Lillie, Waxa-

hachie; Winn, Thomas H., Waxahachie.

**Hill County.**

Averatte, J. J., Hillsboro; Hughes, John R., Hillsboro; Walling, R. T., Malone; Wear, William D., Hillsboro; Wright, J. F., Hillsboro.

**Johnson County.**

Nelson, Jake, Grandview; Terry, W. A., Venus.

**ELEVENTH DISTRICT.**

**McLennan County.**

Allen, Albert S., Waco; Cain, Ella Blanton, Waco; Holton, Miss Willie F., Waco; Lincoln, Ludwell J., Waco; Wilkerson, W. A., Waco.

**Falls County.**

Smith, Miss Lola L., Marlin; Wood, Hrs. Emma, Marlin; Morgan, F. M., Marlin; Leuchner, Edmond, Marlin; Barnett, Raymond, Marlin; Tomlinson, R. E. L., Marlin; Diamond, Mrs. Ura, Marlin; Goodrich, N. U., Marlin.

**Millam County.**

Cox, Walter, Clarkston.

**TWELFTH DISTRICT.**

**Freestone County.**

Beason, A. L., Teague; E. G. Setzer, Teague; Robinson, Miss May, Fairfield.

**Limestone County.**

Anglin, J. E., Groesbeck; Thetford, M. S., Groesbeck; Priddy, W. L., Groesbeck; Dierlam, A., Groesbeck; Byers, Joseph H., Groesbeck; Thomas, Ralph, Groesbeck; Thomas, Adelbert, Groesbeck; Lloyd, Edwin G., Jr., Groesbeck; Gibson, W. S., Farrar; Jackson, W. C., Farrar; Lien, Miss Thelma, Mexia; Alkire, Mabel F., Mexia; Buckley, J. E., Mexia; Esmond, T. P., Mexia; Pierson, Lee P., Mexia; Geisenberger, R. L., Mexia; Murray, Frank R., Mexia; Murray, W. J., Mexia; Dyers, Joseph H., Humble; Hearn, J. L., Kesse; Allen, W. L., Posenville; Basye, Miss Edward Leslie, Mexia; Jackson, W. W., Mexia; Jackson, B. C., Mexia.

**THIRTEENTH DISTRICT.**

**Anderson County.**

Wilson, Mrs. Temple, Huntington; Weeks, J. W., Huntington; Fairchilds, Mrs. I. D., Lufkin; Denton, Jim, Clawson; Evans, W. L., Lufkin; Albritton, Ira, Lufkin; Morehead, C. L., Lufkin; Fairchilds, C. B., Burke.

**Cherokee County.**

McGowan, Miss Winnie Mae, Jacksonville; Harrison, John, Wells; Falvy, C. W., Wells; Warner, F. M., Jacksonville.

**Trinity County.**

Stevenson, J. A., Groveton.

**FOURTEENTH DISTRICT.**

**Jefferson County.**

Barry, D. R., Beaumont; Bowers, T. H., Beaumont; Corley, O. F., Beaumont; Craig, C. W., Beaumont; Creighton, O. P., Beaumont; Coward, F. R., Beaumont; Daniel, Mrs. W. D., Beaumont; Hardy, W. E., Beaumont; Harris, R. R., Beaumont; Hutchinson, Miss O. D., Beaumont; Jackson, John C., Beaumont; Leake, Miss Alice S., Beaumont; Locke, C. E., Beaumont; Morris, Miss Bessie, Beaumont; Parker, W. S., Beaumont; Reddy, M. U. S., Beaumont; Singleton, Mrs. Earl, Beaumont; Steut, Miss Evelyn, Beaumont; Bourg, Miss Eunice, Port Neches; Brook, T. G., Port Neches; Avant, D. D., Port Arthur; Batcheller, Mrs. C. A., Port Arthur; Barrier, N. M., Jr., Port Arthur; Bailey, L. E., Port Arthur; Casebolt, A. L., Port Arthur; Dunn, J. L., Port Arthur; Ewing, Miss Margaret, Port Arthur; Gautreaux, Miss Miriam C., Port Arthur; Goldsmith, R. T., Port Arthur; Green, Geo. H., Port Arthur; Hemphill, J. L., Port Arthur; Hudson, H. H., Port Arthur; Johnson, Lessie, Port Arthur; Laughlin, E. A., Port Arthur; Marehead, R. R., Port Arthur; Miles, E. H., Port Arthur; Moore, M. G., Port Arthur; Owens, Arthur L., Port Arthur; Rascoc, J. W., Port Arthur; Silber, Harry, Port Arthur; Steck, W. J., Port Arthur; Sampson, W. E., Port Arthur; White, Fred A., Port Arthur; Yates, C. E., Port Arthur; Swift, C. G., Nema.

**Orange County.**

Block, L. L., Orange; Hilliard, Z. W., Orange.

**Hardin County.**

Richardson, J. H., Silsbee; Jordan, Thomas M., Saratoga.

**Tyler County.**

Johnson, W. A., Woodville; McAlister, Mrs. Leta, Woodville; Montz, Ada, Spurger; Nantz, Miss Ada, Spurger.

**Jasper County.**

Ratcliff, J. T., Beech Grove; Smith, A. L., Jasper; Renfro, Miss Ruth, Jasper.

**Sabine County.**

Smith, W. E., Fairdale.

**San Augustine County.**

Brown, T. W., San Augustine; McLaurin, James A., San Augustine.

**Liberty County.**

Cruse, W. P., Cleveland.

**FIFTEENTH DISTRICT.****Leon County.**

Donaho, G. R., Normangee.

**Madison County.**

Hicks, J. A., Normangee; Harrington, J. T., Normangee.

**Walker County.**

Gates, M. E., Huntsville.

**SIXTEENTH DISTRICT.****Harris County.**

Buckner, A. C., Houston; Brown, C. F., Houston; Doughty, Edith, Houston; Lohman, Irene, Houston; Morris, L. W., Houston; Jones, Lester E., Houston; Petrie, Mrs. S. B., Houston; Perry, E. J., Houston; Harbaugh, F. W., Houston; Geoghan, John J., Aldine; Slover, Helen, Houston; Scott, E. R., Houston; Spangler, S. H., Houston; Ross, Tom B., Houston; Wood, Harry G., Houston; Jones, E. Lester, Houston; Rhodes, Mrs. Katherine L., Houston.

**Fort Bend County.**

Andrus, R. W., Beasley.

**Waller County.**

Mason, H. J., Prairie View.

**SEVENTEENTH DISTRICT.****Galveston County.**

Aves, Paul H., Galveston; Babcock, C. L., Galveston; Benton, R. L., Galveston; Birdsell, Reva, Galveston; Boddeker, Harvey George, Galveston; Buchan, John W., Galveston; Cappadona, Antionette, Galveston; Cohen, Robt. I., Jr., Galveston; Cordray, Alice L., Galveston; Dircks, L. R., Galveston; Doyle, Mary M., Galveston; Driscoll, E. R., Galveston; Driscoll, E. L., Galveston; Erickson, A. G., Galveston; Fields, Elanore K., Galveston; Gundermann, A. G., Galveston; Harper, Lucy Vida, Galveston; Herzog, A., Galveston; Herzog, Theodore, Galveston; Hilton, Ethel, Galveston; Hoecker, Mrs. L. M., Galveston; Holton, Eugene, Galveston; Johnson, Marsene, Jr., Galveston; Kenyon, L. M., Galveston; Kleinecke, H. E., Galveston; Lowrey, Mary H., Galveston; Luhn, Harrison J., Galveston; McCarthy, Ed, Jr., Galveston; Montgomery, D. S., Galveston; Morris, Samuel M. A., Galveston; Nass, Frank J., Galveston; Nelson, Florence, Galveston; Pabst, Albert G., Galveston; Pansky, William, Galveston; Penland, S. M., Galveston; Perussina, George, Galveston; Peterson, Mrs. Vivian, Galveston; Prewitt, H. H., Galveston; Reed, Thomas D., Galveston; Tevis, R. M., Galveston; Tiernan, M. Jeff, Galveston; Tiernan, Frank P., Galveston; Walker, Miss Merle, Galveston; Zander, Henry L., Galveston; Spangler, J. N., Galveston.

**Matagorda County.**

Skinner, A. G., Palacios; Sutherland, Mrs. Clyde, Bay City; Thompson, F. A., Bay City; Winn, W. D., Bay City.

**Wharton County.**

Armstrong, J. C., Wharton; Armstrong, Miss Nellie E., Wharton; Kubesch, Emil, El Campo; O'Briant, A. E., Wharton; O'Briant, A., Louise; Rowan, S. F., Wharton; Walker, M. M., Wharton.

**Brazoria County.**

Alfred, C. C., Alvin; Augspurger, J. W., Sweeney; Burkhart, R. G., Angleton; Glass, A. C., Angleton; Grimsley, Miss Ennyce, Angleton; Morris, J. W., Freeport; Smith, Thomas, West Columbia; Smith, T. J., Angleton.

**Chambers.**

Johnson, Louis, Mt. Belvieu.

**EIGHTEENTH DISTRICT.****Colorado County.**

Hadden, R. R., Columbus; Drapela, John F., Garwood; Ruwwe, Frank B., Eagle Lake; Morgan, J. H., Eagle Lake.

**Lavaca County.**

Pesek, Emil; Bozka, M. J.; Bozka, M. I.; Ridgway, T. A.

**NINETEENTH DISTRICT.****Washington County.**

Hodde, A. W., Brenham.

**Bastrop County.**

Porter, H. B., Elgin.

**TWENTIETH DISTRICT.****Travis County.**

Carter, Jess D., Austin; Gillespie, T. E., Austin; Hagler, Estelle, Austin; Hewlett, H. W., Austin; Jones, Mrs. Grace, Austin; Park, William Jay, Austin; Roberdeau, Ethel Wood, Austin; Wilkinson, H. E., Austin.

**TWENTY-FIRST DISTRICT.****Blanco County.**

Hale, Stella, Round Mountain.

**Caldwell County.**

Gomillion, A. H., Lytton Springs.

**Guadalupe County.**

Banks, W. M., Seguin; Blumberg, John R., Seguin; Dix, Geo. R., Seguin; Schaper, J. F., Seguin.

**Hays County.**

Eastwood, H. K., San Marcos; Locke, W. J., San Marcos.

**TWENTY-SECOND DISTRICT.****DeWitt County.**

Cook, Sudie, Yoakum; Bentley, J. F., Cuero; Kopecky, A. F., Yoakum; Kutac, E. A., Yoakum.

**Frio County.**

Wright, Edith Mae, Pearsall; Howard, N. C., Pearsall.

**Karnes County.**

Bucek, Frank, Kenedy.

**Bee County.**

Malone, Ada, Beeville.

**Atascosa County.**

Peel, H. H., Jourdanton.

**TWENTY-THIRD DISTRICT.****Cameron County.**

Branch, P. B., Brownsville; McCormac, C. B., Brownsville; Black, A. K., Brownsville; Armstrong, Frank B., Brownsville; Skelton, Joe R., Brownsville; Banker, H. H., Brownsville; Webb, Miss Julia, Brownsville; Jones, J. M., Brownsville; Valdez, Miss Evangeline, Brownsville; George, J. C., Brownsville; Taylor, V. W., Brownsville; Conachie, Jeanette Mc., Brownsville; Putegnot, W. A., Brownsville; Howard, R. D., Brownsville; Vera, Gustavo, Brownsville; Martin, Miss Grace, Brownsville; Browne, Robert M., Brownsville; Graham, Miss Bernice S., Brownsville; Fox, James J., Brownsville; Hicks, O. I., Brownsville; Hightower, R. A., Brownsville; Storm, O. P., Harlingen; Taylor, D. W., Harlingen.

**Hidalgo County.**

Hinojosa, Estifana, Mercedes; Dixon, W. Edwards, McAllen; Chaves, A. E., Edinburg; Erdman, C. A., McAllen; Brown, Ira A., Mercedes; Riggs, C. E., Mercedes; Walton, George W., Edinburg; Dawson, W. L., Mission.

**Nueces County.**

Huddleston, D. A., Corpus Christi; Bell, H. E., Corpus Christi; Clemmer, A., Corpus Christi; Hughes, O. D., Corpus Christi.

**Kleberg County.**

Colston, Miss Janie G., Kingsville; Guffin, M. L., Kingsville; Wright, Jas. B., Kingsville; Stephens, E. A., Kingsville; Lawrence, T. H., Kingsville; Dunlap, E. D., Kingsville.

**Kenedy County.**

Turcotte, Andrew J., Sarita; Thornham, J. S., Sarita; Fowler, Thomas, Armstrong; Maxwell, Robert, Armstrong; Goodwyn, F. E., Armstrong.

**Webb County.**

Neblett, Gladys E., Laredo; Scratchley, Eva F., Laredo; Worsham, J. N., Laredo; McKinney, M. C., Laredo; Martinez, R. M., Laredo; Lsfon, L. A., Laredo; Walker, A. M., Laredo; Mann, Cullee, Laredo; Worsham, Thomas, Dolores.

**San Patricio County.**

Grooms, M. O., Mathis.

**Willacy County.**

Wetzel, Nat, Raymondville.

**Duval County.**

Stansell, Kyle, Realitas.

**TWENTY-FOURTH DISTRICT.****Bexar County.**

Aubrey, Wm., Jr., San Antonio; Barr, A. W., San Antonio; Brown, Adah M., San Antonio; Clark, W. H., San Antonio; Cocke, Hill, San Antonio; Coy, Fred, San Antonio; Eddins, Jane, San Antonio; Egli, Richard W., San Antonio; Gallardo, Pedro C., San Antonio; Gottardy, John F., San Antonio; Gonzalez, Manuel C., San Antonio; Green, Geo. M., San Antonio; Hart, T. Maxey, San Antonio; Hill, Joe L., San Antonio; Jones, Miss I. D., San Antonio; Moore, Mrs. Jeanette, San Antonio; Moore, Mrs. Jeanette, San Antonio; Morin, L. A., San Antonio; Phillips, Ford, San Antonio; Parr, Arthur, San Antonio; Patton, Miss Correne, San Antonio; Pena, Miss Mary, San Antonio; Raborn, B. L., San Antonio; Russell, R. B., San Antonio; Starr, Arthur, San Antonio; Stratton, A. K., San Antonio; Smythe, Mrs. A. V., San Antonio; Stautzenberger, O. A., San Antonio; Walter, Frank A., San Antonio; Winters, L.

S., San Antonio; Willson, R. E., San Antonio; Vargas, Martin, San Antonio; Zook, D. H., San Antonio; Mueller, Howell, San Antonio; Ney, C. D., San Antonio; Trott, C. H., San Antonio; Cadwallader, Ralph E., San Antonio.

**TWENTY-FIFTH DISTRICT.****El Paso County.**

Baker, LaDorna M., El Paso; Channell, R. J., El Paso; Dickinson, Annie K., El Paso; Diemer, W. A., El Paso; Farmer, Alice B., El Paso; Harrison, Julian P., El Paso; Scott, Louis A., El Paso; Walker, William R., El Paso; Counts, Carroll M., El Paso; Fryer, W. H., El Paso.

**Hudspeth County.**

Moore, W. L., Sierra Blanca.

**Irion County.**

Woods, J. Lindly, Mertzon.

**Presidio County.**

Weber, Miss Hilda, Marfa.

**Reeves County.**

Collings, Earl, Pecos; Hayes, Arthur E., Pecos; Leeman, J. A., Pecos.

**Uvalde County.**

Gibson, Ethel, Uvalde; Latta, O. C., Uvalde; Smith, Frank E., Uvalde.

**TWENTY-SIXTH DISTRICT.****Brown County.**

Cunningham, W. E., Brownwood; Hooper, W. M., Indian Creek; Johnson, E. J., Brownwood; Krams, Mrs. Addie, Brownwood; Moore, Alleen, Brownwood; Walker, O. C., Brownwood.

**Coleman County.**

Gray, B. F., Valera; Hooper, W. M., Coleman; Smith, Marlin, Coleman; Woodward, A. C., Santa Anna.

**Comanche County.**

Harrison, J. O., Gustine; Lloyd, A. J., Comanche; Terry, Harley, De Leon.

**Erath County.**

Anderson, H. O., Thurber; Ator, Thad, Stephenville; Bailey, J. R., Des-

demonia; Creswell, W. A., Thurber; Ferguson, Geo. O., Stephenville; Hickman, J. E., Dublin; Horton, E. L., Dublin; Moody, W. E., Stephenville; Oxford, B. H., Stephenville; Sellers, L. C., Stephenville; Utterback, B. M., Dublin; Witcher, M. C., Dublin.

#### McCulloch County.

Bratton, M. T., Brady; Cox, Mrs. Una, Brady.

#### Mills County.

Darroch, J. C., Goldthwaite; Lowrie, J. B., Goldthwaite.

#### Runnels County.

Borders, A. J. H., Maverick; Bruce, R. W., Ballinger; Diggs, C. B., Winters; Dunlap, G. W., Ballinger; Freeman, N. K., Ballinger; Green, C. L., Winters; Hensley, Duncan, Wingate; Hightower, Roy H., Ballinger; Holliday, D. P., Hatchel; Lane, Robert F., Ballinger; Legg, Bruce, Ballinger; Parish, O. L., Ballinger; Powell, Alida Mae, Ballinger; Sewell, H. B., Miles; Shepperd, Willie H., Winters; Stuart, W. L., Ballinger; Strother, A. O., Winters; Wells, J. N., Winters.

#### San Saba County.

Chadwick, H. D., San Saba; Coryell, H. C., San Saba; Ottinger, Jessie May, Cherokee; Price, T. L., San Saba; Templeton, J. H., Richland Springs; Walters, G. A., Jr., San Saba.

### TWENTY-SEVENTH DISTRICT.

#### Bell County.

Armstrong, Chas. I., Temple; Edwards, Byron, Temple; Layne, L. E., Temple; Lusk, O., Belton; Smith, R. M., Belton.

#### Corvell County.

Walker, R. P., Gatesville.

### TWENTY-EIGHTH DISTRICT.

#### Callahan County.

Harrell, Paul V., Cross Plains.

#### Eastland County.

Bedford, W. C., Desdemona; Davenport, W. F., Eastland; Hartung, L. A., Pecos; Harrell, J. O., Eastland; Langhitz, C. J., Olden; Landreth, Ray,

Rising Star; Murray, W. J., Eastland; McAfee, J. C., Rising Star; Smith, M. H., Ranger; Smith, W. T., Eastland.

#### Fisher County.

Schlueter, H. W., Longworth.

#### Howard County.

Hurt, H. H., Big Spring; Shick, Nat, Big Spring.

#### Martin County.

Tom, Jim, Stanton.

#### Midland County.

Moran, Earl J., Midland.

#### Palo Pinto County.

Cornelius, M. F., Mineral Wells; Harris, R. M., Strawn; Herring, Mrs. Belma, Strawn; Miller, G. C., Mineral Wells; Poole, Miss Ella, Mineral Wells; Watson, Clyde, Santo.

#### Scurry County.

Wilmeth, A. C., Snyder.

#### Stephens County.

Alexander, A. A., Breckenridge; Amery, Geo. H., Breckenridge; Bandro, E. R., Breckenridge; Clark, R. L., Breckenridge; Cunningham, J. L., Breckenridge; Crills, Rose C., Breckenridge; Goodwin, O. C., Breckenridge; Gill, M. F., Breckenridge; Hanan, Edward M., Breckenridge; Honan, Edward M., Breckenridge; Minza, Trannie, Breckenridge; Mosley, G. B., Frankell; Poe, W. W., Gunsight; Roller, M. D., Breckenridge; Sears, Miss Ruby, Breckenridge; Steinberg, Jack, Breckenridge; Williamson, G. G., Breckenridge; Waldson, A. B., Breckenridge; Warren, Annelee, Breckenridge; Vickers, Robert L., Leeray.

#### Taylor County.

Laramore, Jesse, Abilene; Wilcoxson, Vaughan, Abilene.

#### Ward County.

Adcock, A. J., Grand Falls; Carr, S. R., Barstow; Hill, Elmer R., Monahans.

### TWENTY-NINTH DISTRICT.

#### Archer County.

Johnson, Miss O. D., Megargel.

**Armstrong County.**

Page, Gladys, Claude.

**Baylor County.**

Garrard, Mrs. C. W., Seymour;  
Jones, G. H., Seymour; Blevins, N.  
B., Seymour; Yarbrough, Y. P., Sey-  
mour.

**Clay County.**

McDaniel, T. L., Newport; Nichols,  
W. T., Jr., Bellevue.

**Cottle County.**

Williams, W. A., Paducah.

**Crosby County.**

Dalton, Parke, N., Crosbyton.

**Donley County.**

Haggard, W. Z., Hedley.

**Hale County.**

Henderson, Iva, Plainview.

**Knox County.**

Massingill, W. H., Gilliland; Parris,  
S. B., Gilliland; Wiltbanks, Harry,  
Knox City.

**Lamb County.**

Slate, L. E., Olton; Slate, Mrs. L.  
E., Olton.

**Lipscomb County.**

Black, O. H., Follett.

**Lubbock County.**

Baker, L. E., Shallowater; Friend,  
F. R., Lubbock.

**Motley County.**

Stephens, Stella, Roaring Springs.

**Parmer County.**

Nabors, Hinda, Farwell; Little, Ben  
T., Farwell.

**Potter County.**

Wilson, Beulah, Amarillo; Patter-  
son, W. R., Amarillo; Crawford, Mar-  
garet J., Amarillo; Riggs, J. N., Ama-  
rillo.

**Randall County.**

Burnett, D. M., Canyon.

**Throckmorton County.**

Waldrup, E. N., Lusk; Worley, M.  
M., Throckmorton.

**Wichita County.**

Anderson, J. R., Wichita Falls;  
Ahern, M. G., Wichita Falls;  
Allred, Reese, Jr., Wichita Falls;  
Bridwell, Lucille, Wichita Falls;  
Birdsong, Fannie, Wichita Falls;  
Bishop, H. D., Wichita Falls;  
Crouch, Ples, Wichita Falls; Can-  
non, H. F., Wichita Falls; Dea-  
ton, E. A., Wichita Falls; Dowdy, G.  
R., Wichita Falls; Dickson, Will J.,  
Burkburnett; Grennell, E. L., Wichi-  
ta Falls; George, W. E., Wichita  
Falls; Higginbotham, C. D., Burkbur-  
nett; Johnson, B. F., Wichita Falls;  
Jones, F. R., Wichita Falls; Lourcey,  
W. M., Wichita Falls; McDaniel, B. B.,  
Wichita Falls; Moulder, J. D., Wichi-  
ta Falls; Montgomery, Allan D.,  
Wichita Falls; Mays, Howard, Wichi-  
ta Falls; Mahoney, J. J., Burkbur-  
nett; Penrod, J. C., Wichita Falls;  
Pearson, P. L., Wichita Falls; Raney,  
Irene, Wichita Falls; Ringle, Paul F.,  
Thrift Branch, Burkburnett; Rags-  
dale, R. S., Burkburnett; Shapard,  
G. L., Wichita Falls; Shuler, W. W.,  
Wichita Falls; Spurlock, Fred K.,  
Wichita Falls; Stults, Ethel, Wichita  
Falls; Snider, Harley, Electra; Tin-  
ker, Hugh B., Wichita Falls; Tenny-  
son, V. D., Wichita Falls; Verschoyle,  
C. H., Wichita Falls; Weatherall, T.  
T., Wichita Falls.

**Wilbarger County.**

Luttrell, Otis, Harrold.

**Young County.**

Boyd, Elizabeth, Graham; Binkley,  
J. E., Graham; Baynes, Mrs. Julia,  
Graham; Binkley, Mrs. Thomas G.,  
Graham; Boyd, Fred, Graham; Gru-  
bo, Bernard H., Graham; Gallaher,  
J. J., Graham; Haupt, Wm. H., Jr.,  
Graham; Lively, M. U., Graham; Mc-  
Farlane, William D., Graham; Pars-  
ley, W. F., South Bend; Rice, H. F.,  
Graham; Smith, S. W., Graham;  
Ward, Mrs. H. L., Graham; Witcher,  
W. C., South Bend.

**THIRTIETH DISTRICT.****Tarrant County.**

Adams, Fred H., Fort Worth;  
Adams, Jno. M., Fort Worth; Bond.

E. S., Fort Worth; Bruce, R. T., Arlington; Brooks, Mey, Fort Worth; Bratton, R. E., Fort Worth; Brown, L. G., Fort Worth; Burton, J. E., Fort Worth; Bracewell, Velma, Fort Worth; Bracewell, Thelma, Fort Worth; Cheatham, Robt. S., Fort Worth; Crowley, H. E., Fort Worth; Carter, D., Fort Worth; Caswell, R. E., Fort Worth; Carnes, M. E., Fort Worth; Chapman, J. Thomas, Fort Worth; Dayton, R. P., Fort Worth; Graves, Ellery C., Fort Worth; Green, William, Fort Worth; Gollob, Sol, Fort Worth; Harrell, D. L., Fort Worth; Harris, H. B., Fort Worth; Harris, Maedell, Fort Worth; Harris, M. B., Jr., Fort Worth; Hicks, John C., Fort Worth; Hamilton, Mrs. J. A., Fort Worth; Johnson, J. Taylor, Fort Worth; Kerr, C. H., Fort Worth; King, Mrs. Ida, Fort Worth; Lawrence, H. A., Fort Worth; Lyon, Ottie, Fort Worth; Leiper, Miss Sarah, Arlington; Lambeth, J. M., Fort Worth; Miller, Jeanette, Fort Worth; Norris, R. G., Jr., Arlington; Parker, J. Lloyd, Fort Worth; Peterson, V. L., Arlington; Page, Mary L., Fort Worth; Powell, W. B., Fort Worth; Ridgeway, R. Bonna, Fort Worth; Riny, Mrs. Florence, Fort Worth; Shipp, T. N., Fort Worth; Shopard, Mrs. D., Fort Worth; Seibel, R., Fort Worth; Schafer, G. E., Fort Worth; Spann, Chas. D., Fort Worth; True, E. D., Fort Worth; Tyra, E. T., Fort Worth; Tackett, Louis J., Fort Worth; Wear, Bessie, Fort Worth; Williams, J. B., Fort Worth; Wingo, Bryan, Fort Worth.

#### **Parker County.**

Hutcheson, W. H., Weatherford; Law, H. E., Aledo; McLaughlin, W. H., Springtown.

#### **Hood County.**

Berry, W. D., Tolar; Boyd, J. R., Thorp Springs; Bowden, R. W., Granbury; Byrd, W. B., Lipan; Chambers, O. B., Granbury; Cater, C. P., Granbury; Doyle, R. E., Granbury; Jones, F. A., Granbury; Jones, Geo., Granbury; Keith, A. T., Granbury; Mulkey, R. C., Paluxy; Shoemaker, L. D., Granbury.

#### **Denton County.**

Bell, Oran D., Denton; Keel, Frank, Denton; Lyles, D. K., Aubrey.

#### **Wise County.**

Parnell, M. D., Chico.

### **IN THE SENATE.**

#### **Secretaries to Senators.**

The following were employed as stenographer-secretaries by senators:

Joe G. Glass; Miss Lucile Peebles, 1 day; Miss Dorothy Broad; Miss Lula May Peek; Miss Lillian Seller; Miss Nannie Tompkins; W. T. Thomason; Miss Mary Odom; Miss Emma Bell Moore; William Easterling; Howard P. Green; Miss Nita Rucker; Miss Margaret Hill; David Tilson, Jr.; Miss Azile Dierlam; Mrs. Elma Merryman; Miss Doyle Walker; Miss Annie Howard; Mrs. P. L. Barclay; Miss Ellena Johnson; Herbert Singeltary; Miss Elsie Ruppert, Miss T. H. Bell; Miss Amelia Mallory; Mrs. Kate Allen Batson; Miss Sallie Oakes; Mrs. Helen M. Young; Miss Mary Joe Nabors; J. N. Vickers; Kenneth Smith; Charles Pipkin; Miss Doris Fullerton and Miss Tonie Hurtik.

#### **House Bill No. 137.**

Action recurred on the consideration of H. B. No. 137, the question being on the amendment by Senator Willis.

Senator McMillin moved that the amendment be tabled, which motion was adopted.

Senator Fairchild offered the following amendments:

Amend H. B. No. 137, by adding therein the sum of Thirty Thousand Dollars, or so much thereof as is necessary, to pay in county witnesses fee script that has heretofore been issued by various district courts of Texas. But only such amounts to be paid for said script, as was paid by original purchaser, and affidavit of same shall be attached to said claim before same is paid by State Treasurer showing the correct amount paid by original purchaser.

Senator Bledsoe moved to table the amendment, which motion was declared adopted, and,

Senator Fairchild moved to reconsider the vote by which the motion to table was adopted, the yeas and nays being called for. The motion to reconsider was adopted by the following vote:

**Yeas—16.**

Bailey.	Burkett.
Buchanan.	Clark.

Cousins.	Parr.
Davidson.	Richards.
Dudley.	Rogers.
Fairchild.	Suiter.
Floyd.	Watts.
Murphy.	Williams.

Nays—9.

Bledsoe.	McMillin.
Darwin.	Page.
Doyle.	Witt.
Hertzberg.	Wood.
Lewis.	

Absent.

Baugh.	Willis.
Dorough.	Woods.
Hall.	

Absent—Excused.

Carlock.

Action recurred on the motion to table the amendment, which motion was lost by the following vote:

Yeas—10.

Baugh.	McMillin.
Bledsoe.	Page.
Buchanan.	Witt.
Darwin.	Wood.
Lewis.	Woods.

Nays—18.

Bailey.	Hertzberg.
Burkett.	Murphy.
Clark.	Parr.
Cousins.	Richards.
Davidson.	Rogers.
Doyle.	Suiter.
Dudley.	Watts.
Fairchild.	Williams.
Floyd.	Willis.

Absent.

Dorough.	Hall.
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Absent—Excused.

Carlock.

The amendment was adopted by the following vote:

Yeas—14.

Bailey.	Fairchild.
Burkett.	Floyd.
Clark.	Murphy.
Cousins.	Parr.
Davidson.	Richards.
Doyle.	Watts.
Dudley.	Williams.

Nays—11.

Baugh.	Page.
Bledsoe.	Willis.
Buchanan.	Witt.
Darwin.	Wood.
Hertzberg.	Woods.
McMillin.	

Present—Not Voting.

Lewis.	Rogers.
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Absent.

Dorough.	Suiter.
Hall.	

Absent—Excused.

Carlock.

The bill was read second time and passed to a third reading.

On motion of Senator Dudley, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 137 put on its third reading and final passage by the following vote:

Yeas—26.

Bailey.	Hertzberg.
Baugh.	Lewis.
Bledsoe.	McMillin.
Buchanan.	Murphy.
Burkett.	Parr.
Clark.	Rogers.
Cousins.	Suiter.
Darwin.	Watts.
Davidson.	Williams.
Doyle.	Willis.
Dudley.	Witt.
Fairchild.	Wood.
Floyd.	Woods.

Nays—1

Page.

Absent.

Dorough.	Richards.
Hall.	

Absent—Excused.

Carlock.

The bill was read third time and passed finally by the following vote:

Yeas—20.

Bailey.	Dudley.
Bledsoe.	Fairchild.
Burkett.	Floyd.
Clark.	Hertzberg.
Cousins.	Murphy.
Davidson.	Parr.
Doyle.	Suiter.

Watts.	Witt.
Williams.	Wood.
Willis.	Woods.

Nays—3.

Baugh.	Page.
McMillin.	

Present—Not Voting.

Buchanan.	Rogers.
Lewis.	

Absent.

Darwin.	Hall.
Dorough.	Richards.

Absent—Excused.

Carlock.

#### Simple Resolution No. 46.

By Senator Doyle:

Whereas, Senator DeLeon Harp, a former member of this Senate, is now within the bar;

Resolved, That he be extended the privileges of the floor and be invited to address the Senate.

The resolution was read and adopted, and, after being introduced, addressed the Senate briefly.

#### House Bill No. 144.

Senator Page here moved that H. B. No. 144 be withdrawn from Committee on Insurance and Banking, and referred to Committee on Educational Affairs which motion was adopted.

#### Senate Bill No. 41.

Senator Floyd called from the table, and the Chair laid before the Senate on second reading.

S. B. No. 41, A bill to be entitled "An Act to fix and establish a legal rate for the publication of all proclamations, advertising, or notices of all kinds required by the law to be published in newspapers in this State for the State, counties or municipalities, or in any legal proceeding, providing for the filing by newspapers with the Board of Control at Austin, Texas, of a sworn statement of their regular rate for advertising to be open to public inspection, repealing all laws or parts of laws in conflict herewith, and declaring an emergency."

Senator Wood offered the following amendment:

Amend the bill by striking out all

of Section 1 and insert in lieu thereof the following:

That hereafter the price to be paid newspapers for the publication of all proclamations of the Executive Department and all other notices required to be published by the State of Texas, or any department, institution or Board of Control and all other notices required by law to be published in newspapers of this State, for the State, shall be 2c per word for the first insertion and 1c per word for each subsequent insertion for the same matter providing that no newspaper shall charge for any proclamation, advertising or notices herein provided for a greater charge than its regular rate for advertising.

Pending.

#### Message from the House.

Hall of the House of Representatives, Austin, Texas, August 15, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

S. B. No. 6, A bill to be entitled "An Act making an appropriation for printing to the State Department of Education, in order that bulletins, forms, and blanks for the public schools may be prepared, as nearly as possible by the opening of the scholastic year of 1921-22, and declaring an emergency."

Refused to pass to third reading.

S. B. No. 58, A bill to be entitled "An Act to amend Chapter 146 of the General Laws of the State of Texas passed by the Thirty-fifth Legislature at its Regular Session and entitled 'An Act to amend Chapter 124 of the General Laws of the State of Texas passed by the Thirty-fourth Legislature at its Regular Session and entitled 'An Act to amend Articles 7608, 7610 and 7618 of the Revised Civil Statutes of the State of Texas, 1911, relating to taxation; providing for a maximum bond of tax collectors; fixing the time for filing by tax collectors of their report, and repealing all laws and parts of laws in conflict herewith and declaring an emergency;' providing for a reduction in the amount of the bonds required under provisions of said Articles 7608 and 7610, and further providing that the

premiums on such bonds may be paid by the county of which the principal therein is tax collector, out of the General Revenues of the county, and declaring an emergency; providing that the premiums of the bonds required under the provisions of said Article 7610 shall be paid by the county in which the principal therein is tax collector, out of the General Revenues of the county, and declaring an emergency."

S. B. No. 73, A bill to be entitled "An Act to amend Chapter 1 of Title 104, Revised Civil Statutes of Texas, adopted in 1911, by inserting immediately following Article 6195 a new article to be known as Article 6195a which shall provide in substance, in addition to the method of removing members of the Board of Prison Commissioners referred to in Article 6195 hereto, they may likewise be removed for the causes set forth in Article 6195 by suit brought by the Attorney General in the name of the State on the relation of the Governor; such suit to be brought in the District Court of Walker County or in the county of residence of the defendant, for which purpose venue and jurisdiction is hereby conferred. It shall be the duty of the Attorney General to bring such action when directed by the Governor to do so provided the Governor accompanies such direction with charges and evidence showing that the defendant is subject to removal under Article 6195. The suit shall be a civil action to be tried as other civil cases with the right of appeal and review as in other civil cases. The courts shall have authority to issue all necessary writs to effectuate any judgment of removal rendered hereunder. Such suits for removal shall have precedence of all other cases and in appellate tribunals. The procedure of removal herein provided shall be cumulative of all other statutes relating to the subject of removal of impeachment; and declaring an emergency."

The House refused to adopt the Free Conference Report of H. B. No. 8. A motion was made to reconsider, and spread on the Journal.

Respectfully submitted,

C. L. PHINNEY,

Chief Clerk, House of Representatives

### Recess.

On motion of Senator Clark the Senate, at 12:10 o'clock p. m., recessed until 2:30 o'clock today.

### After Recess.

The Senate was called to order by Lieutenant Governor Davidson.

### Senate Bill No. 41.

Consideration of Senate Bill No. 41 was resumed, the question being on the pending amendment by Senator Wood.

Senator Floyd offered the following substitute for the amendment:

Amend S. B. No. 41, by striking out Section 3 thereof and insert in lieu thereof the following:

Sec. 3. This Act is cumulative of all laws relative to publication of legal notices when not in direct conflict herewith; providing that probate notices of all kinds in estates of the value of \$2000.00 and less and delinquent tax lists of the various counties and cities are hereby specifically exempted from the provisions of this Act.

SUITER.

FLOYD.

Senator Bledsoe moved to table the substitute, which motion was lost by the following vote:

Yeas—9.

Baugh.	McMillin.
Bledsoe.	Murphy.
Darwin.	Witt.
Dudley.	Woods.
Lewis.	

Nays—13.

Bailey.	Richards.
Burkett.	Rogers.
Cousins.	Suiter.
Doyle.	Watts.
Floyd.	Williams.
Hertzberg.	Willis.
Parr.	

Absent.

Buchanan.	Fairchild.
Clark.	Hall.
Davidson.	Page.
Dorough.	Wood.

Absent—Excused.

Carlock.

Action recurred on the substitute and the vote was taken viva voce

and the Chair declared the same lost.

Senator Floyd moved to reconsider the vote by which the amendment was lost, which motion was adopted by the following vote:

**Yeas—15.**

Bailey.	Richards.
Burkett.	Rogers.
Clark.	Suiter.
Cousins.	Watts.
Doyle.	Williams.
Floyd.	Willis.
Hertzberg.	Witt.
Parr.	

**Nays—9.**

Baugh.	McMillin.
Bledsoe.	Murphy.
Darwin.	Wood.
Dudley.	Woods.
Lewis.	

**Absent.**

Buchanan.	Fairchild.
Davidson.	Hall.
Dorough.	Page.

**Absent—Excused.**

Carlock.

**Senate Bill No. 61.**

Senator Dudley moved that the Senate do not concur in the House amendments to S. B. No. 61, and request a Conference Committee.

The motion was adopted, and,

The Chair appointed the following members of the Senate on part of the Senate on the Conference Committee:

Senators Bledsoe, Page, Witt, Murphy, and Clark.

**Message from the Senate.**

Hall of the House of Representatives,  
Austin, Texas, Aug. 15, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

H. B. No. 125, A bill to be entitled "An Act making appropriations for the State Government for two years beginning September 1, 1921, and ending August 31, 1923, and for other purposes, and prescribing certain regulations and restrictions in respect thereto, and declaring an emergency."

H. B. No. 117, A bill to be entitled "An Act to amend Article 1585 of Chapter 2, Title 32 of the Revised Civil Statutes of Texas of 1911, fixing the terms of courts of Civil Appeals."

S. B. No. 61, A bill to be entitled "An Act making appropriations for the State Government for two years beginning September 1, 1921, and ending August 31, 1923, and for other purposes, and prescribing certain regulations and restrictions in respect thereto; and declaring an emergency."

With amendments.

The House has appointed the following as a Free Conference Committee to further consider H. B. No. 8: Hill, Jones, Bryant, Miller of Dallas, and Crumpton; and requests the Senate to appoint another committee.

The House appoints the following as a Free Conference Committee to consider S. B. No. 19: Thomason, Clutwood, Dinkle, Faubion, and Mathis.

Respectfully submitted,

C. L. PHINNEY,  
Chief Clerk House of Representatives.

**Senate Bill No. 41.**

Action recurred on S. B. No. 41, the question being on the substitute for the amendment.

Senator Bledsoe moved to postpone further consideration of the bill indefinitely, which motion to postpone was lost by the following vote:

**Yeas—8.**

Baugh.	McMillin.
Bledsoe.	Murphy.
Darwin.	Wood.
Dudley.	Woods.

**Nays—16.**

Bailey.	Parr.
Burkett.	Richards.
Clark.	Rogers.
Cousins.	Suiter.
Doyle.	Watts.
Floyd.	Williams.
Hertzberg.	Willis.
Lewis.	Witt.

**Absent.**

Buchanan.	Fairchild.
Davidson.	Hall.
Dorough.	Page.

**Absent—Excused.**

Carlock.

The substitute for the amendment was adopted by the following vote:

Yeas—16.

Bailey.	Parr.
Burkett.	Richards.
Clark.	Rogers.
Cousins.	Suiter.
Doyle.	Watts.
Floyd.	Williams.
Hertzberg.	Willis.
Murphy.	Witt.

Nays—8.

Baugh.	Lewis.
Bledsoe.	McMillin.
Darwin.	Wood.
Dudley.	Woods.

Absent.

Buchanan.	Fairchild.
Davidson.	Hall.
Dorough.	Page.

Absent—Excused.

Carlock.

The amendment, as substituted, was adopted.

Senator Bledsoe made the point of order that under the rules of the Senate and joint rules, that a Senate Bill must be engrossed by noon today and that the consideration of this Senate Bill comes too late.

The Chair overruled the point of order.

The bill was then passed to engrossment, by the following vote:

Yeas—16.

Bailey.	Parr.
Burkett.	Richards.
Clark.	Rogers.
Cousins.	Suiter.
Doyle.	Watts.
Floyd.	Williams.
Hertzberg.	Willis.
Lewis.	Witt.

Nays—6.

Baugh.	McMillin.
Bledsoe.	Murphy.
Dudley.	Woods.

Present—Not Voting.

Buchanan.

Absent.

Darwin.	Hall.
Davidson.	Page.
Dorough.	Wood.
Fairchild.	

Absent—Excused.

Carlock.

#### Simple Resolution No. 47.

By Senator Doyle:

Whereas, Some dissatisfaction exists among the inmates of the State Confederate Home at Austin, Texas, on account of the treatment accorded some of the inmates by the Superintendent; and,

Whereas, It is in evidence that the Superintendent recently beat one of the inmates in a brutal manner; and,

Whereas, None seem to know what the rules and regulations are, if any, there are for governing said Home and its inmates; and,

Whereas, None seem to know there are any provisions for expelling an inmate for disobedience of the rules, if any there be; therefore, be it

Resolved, first, That the Governor be, and he is hereby required to appoint three members of the John B. Hood Camp, U. C. D., of Austin, one of whom the Governor shall designate as Chairman, to look into and investigate the complaints of the inmates; to ascertain what rules, if any, have been prepared for the government of said Home and its inmates, and make report of their findings, in writing, to the Governor that he may advise the Legislature, when it again convenes, as to the conditions and treatment prevailing in said Home, so that the Legislature can take such action as to formulating rules for the government of the Home and its inmates as may be deemed proper and necessary.

Resolved, second, That the Chairman of said committee be clothed with the power and authority of a district judge, and to punish for contempt.

Resolved, third, That the Governor shall select and appoint the members of said committee within thirty days after the adjournment of the present session of the Legislature; that said committee shall file their report in writing with the Governor within thirty days after the date of their appointment, and that said committee shall serve without pay.

The resolution was read and adopted.

### House Bill No. 8.

Senator Bledsoe moved to reconsider the vote by which the Senate adopted the Free Conference Committee report on H. B. No. 8.

The motion was adopted by the following vote:

#### Yeas—11.

Baugh.	McMillin.
Bledsoe.	Murphy.
Buchanan.	Page.
Doyle.	Williams.
Dudley.	Witt.
Hertzberg.	The Chair

#### Nays—11.

Bailey.	Richards.
Clark.	Rogers.
Fairchild.	Suiter.
Floyd.	Watts.
Lewis.	Willis.
Parr.	

#### Present—Not Voting.

Cousins.

#### Absent.

Darwin.	Woods.
Wood.	

#### Absent—Excused.

Carlock.

The vote being a tie vote, the Chair, Lieutenant Governor Davidson, voted "yea" and declared the motion carried.

#### (Pairs Recorded.)

Senator Davidson (present), who would vote yea, with Senator Dorough (absent), who would vote nay.

Senator Bailey (present), who would vote yea; with Senator Hall (absent), who would vote nay.

Senator Bledsoe moved that the request of the House be granted and that another Free Conference Committee be appointed.

The motion was lost by the following vote:

#### Yeas—11.

Baugh.	Clark.
Bledsoe.	Doyle.
Buchanan.	Dudley.

Hertzberg.  
McMillin.  
Murphy.

Page.  
Williams.

#### Nays 14.

Burkett.	Richards.
Cousins.	Rogers.
Darwin.	Suiter.
Fairchild.	Watts.
Floyd.	Willis.
Lewis.	Witt.
Parr.	Wood.

#### Absent.

Woods.

#### Absent—Excused.

Carlock.

#### (Pairs Recorded.)

Senator Bailey (present), who would vote yea; with Senator Hall (absent), who would vote nay.

Senator Davidson (present), who would vote yea; with Senator Dorough (absent), who would vote nay.

Senator Fairchild moved to reconsider the vote by which the motion to reconsider was lost and table the motion to reconsider.

The motion prevailed.

### Senate Bill No. 41.

Senator Floyd moved that the constitutional rule requiring bills to be read on three several days be suspended and S. B. No. 41 put on its third reading and final passage.

The motion was lost by the following vote; a 4-5 vote being necessary:

#### Yeas—18.

Bailey.	Parr.
Burkett.	Richards.
Clark.	Rogers.
Cousins.	Suiter.
Davidson.	Watts.
Doyle.	Williams.
Floyd.	Willis.
Hertzberg.	Witt.
Lewis.	Woods.

#### Nays—7.

Baugh.	McMillin.
Bledsoe.	Murphy.
Darwin.	Wood.
Dudley.	

#### Present—Not Voting.

Buchanan.

## Absent.

Dorough. Hall,  
Fairchild. Page.

## Absent—Excused.

Carlock.

## House Bill No. 1.

The Chair laid before the Senate on third reading.

H. B. No. 1, A bill to be entitled "An Act to amend Chapter 78 of the Second Called Session of the Thirty-sixth Legislature by repealing Section 31 of said Act and adding and inserting in lieu thereof a new section known as Section 31, providing substantially that the manufacture, sale, barter, exchange, transportation, exportation, soliciting, taking orders for, furnishing or possessing of intoxicating liquors mentioned in this chapter shall be lawful if done for medical, mechanical, scientific or sacramental purposes and after a permit has been duly authorized and granted by the proper authorities for such purpose; providing that it shall not be necessary in prosecutions under this Act to negative the exceptions above named nor to negative and disprove the issuance of permits for any of the above named purposes but that the same shall be available to the person charged as purely defensive matters; providing further, that upon the trial of any person charged with selling spiritous, vinous or malt liquors or medicated bitters, capable of producing intoxication, or any other intoxicant whatever, a conviction may be had upon the testimony of the purchaser, if the court or jury trying the case shall upon consideration of such testimony in connection with all the other facts and circumstances, if any, in evidence in the case believe beyond a reasonable doubt that the accused is guilty as charged, and providing that the suspended sentence law shall not apply to convictions for any offenses under this chapter and repealing all laws or parts of laws in conflict herewith, and declaring an emergency."

Senator Suiter offered the following amendment:

Amend H. B. No. 1 by striking out Section 3 of the bill as amended and inserting after Section 2-a a new section to be known as Section 3, and

re-numbering the following sections accordingly:

Section 3. The proof that any person has, directly or indirectly, manufactured, sold, exchanged, transported, exported, delivered, solicited, taken orders for, furnished, received or has in his possession any spiritous, vinous or malt liquors, or medicated bitters, capable of producing intoxication, or any other intoxicant whatever, or any equipment for making any such liquors, shall be prima facie that the same is unlawful and is in violation of the provisions of this chapter.

The amendment was read and adopted by the following vote:

## Yeas—21.

Baugh.	Murphy.
Bledsoe.	Page.
Buchanan.	Richards.
Burkett.	Rogers.
Cousins.	Suiter.
Darwin.	Watts.
Davidson.	Williams.
Doyle.	Willis.
Floyd.	Witt.
Lewis.	Woods.
McMillin.	

## Nays—5.

Bailey.	Hertzberg.
Clark.	Parr.
Dudley.	

## Absent.

Dorough.	Hall.
Fairchild.	Wood.

## Absent—Excused.

Carlock.

Senator Suiter offered the following amendment:

Amend H. B. No. 1 by striking out Section 4 of the bill as amended and inserting after Section 3 of the bill as amended a new section to be known as Section 4 and re-numbering the other sections accordingly:

Section 4. The proof that any person has, directly, or indirectly, manufactured, sold, bartered, exchanged, transported, exported, delivered, solicited, taken orders for, furnished, received, or has in his possession, any spiritous, vinous or malt liquors, or medicated bitters, or any potable liquor, mixture or preparation containing in excess of one per cent of

alcohol by volume, or any equipment for making any such liquors, shall be prima facie that the same is unlawful and is in violation of the provisions of this chapter.

The amendment was read and adopted by the following vote:

**Yeas—23.**

Baugh.	McMillin.
Bledsoe.	Murphy.
Buchanan.	Page.
Burkett.	Richards.
Cousins.	Rogers.
Darwin.	Suiter.
Davidson.	Watts.
Doyle.	Williams.
Dudley.	Willis.
Floyd.	Witt.
Hertzberg.	Woods.
Lewis.	

**Nays—3.**

Bailey.	Parr.
Clark.	
	<b>Absent.</b>
Dorough.	Hall.
Fairchild.	Wood.

**Absent—Excused.**

Carlock.

Senator Suiter offered the following amendment:

Amend H. B. No. 1, by inserting after Section 4 of the bill as amended a new section to be known as Section 5 and re-numbering the other sections accordingly:

Section 5. Upon a trial for a violation of any of the provisions of this chapter the purchaser or possessor of any of the liquors prohibited herein shall not be held in law or in fact to be an accomplice when a witness in any such trial.

The amendment was read and adopted by unanimous consent.

The bill, having been read third time, was passed finally.

**House Concurrent Resolution No. 18.**

Senator Murphy here called for H. C. R. No. 18, and the Chair laid the same before the Senate.

Senator Darwin asked for the status of the resolution and made the point of order that the resolution had been referred to a committee and had not been reported by the committee.

The Chair overruled the point of order.

The Chair held that the resolution had, by vote of the Senate on this day, been virtually withdrawn from the committee, and that its consideration was in order if the regular order was suspended.

Senator Murphy moved that the regular order of business be suspended and that the Senate take up, out of its order, H. C. R. No. 18.

The motion was lost by the following vote:

**Yeas—11.**

Bailey.	Page.
Burkett.	Richards.
Cousins.	Rogers.
Doyle.	Suiter.
Lewis.	Watts.
Murphy.	

**Nays—13.**

Bledsoe.	McMillin.
Buchanan.	Parr.
Clark.	Williams.
Darwin.	Willis.
Davidson.	Witt.
Dudley.	Woods.
Hertzberg.	

**Present—Not Voting.**

Baugh.	Fairchild.
	<b>Absent.</b>
Dorough.	Hall.
Floyd.	Wood.

**Absent—Excused.**

Carlock.

**House Bill No. 78.**

The Chair laid before the Senate, on second reading, S. B. No. 103, and

Senator Bailey moved to substitute the consideration of H. B. No. 78, containing same subject matter, which motion was adopted.

On motion of Senator Bledsoe, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 78 put on its second reading by the following vote:

**Yeas—27.**

Bailey.	Clark.
Baugh.	Cousins.
Bledsoe.	Darwin.
Buchanan.	Davidson.
Burkett.	Doyle.

Dudley.	Rogers.
Fairchild.	Suiter.
Hertzberg.	Watts.
Lewis.	Williams.
McMillin.	Willis.
Murphy.	Witt.
Page.	Wood.
Parr.	Woods.
Richards.	

Absent.

Dorough.	Hall.
Floyd.	

Absent—Excused.

Carlock.

The Chair laid before the Senate, on second reading,

H. B. No. 78, A bill to be entitled "An Act to amend Article 235, Chapter 2, Title 4, of the Code of Criminal Procedure of the State of Texas of 1911; defining the county in which the offense of forgery of a written instrument or where the same is used or passed or attempted to be used or passed or deposited for either collection or credit and forging and uttering, using or passing a forged instrument in writing which concerns or affects the title to land in this State, and declaring an emergency."

The Senate rule requiring committee reports to lie over for one day, was suspended.

The committee report was adopted.

The bill was read second time and passed to a third reading.

On motion of Senator Bailey, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 78 put on its third reading and final passage by the following vote:

Yeas—23.

Bailey.	Floyd.
Baugh.	Hertzberg.
Bledsoe.	Lewis.
Buchanan.	McMillin.
Burkett.	Murphy.
Clark.	Page.
Cousins.	Parr.
Darwin.	Richards.
Davidson.	Suiter.
Doyle.	Watts.
Dudley.	Witt.
Fairchild.	

Nays—3.

Rogers.	Woods.
Willis.	

Absent.

Dorough.	Williams.
Hall.	Wood.

Absent—Excused.

Carlock.

The bill was read third time and passed finally, by the following vote:

Yeas—17.

Bailey.	Fairchild.
Baugh.	Floyd.
Buchanan.	Lewis.
Burkett.	Murphy.
Clark.	Page.
Cousins.	Parr.
Davidson.	Suiter.
Doyle.	Watts.
Dudley.	

Nays—10.

Bledsoe.	Rogers.
Darwin.	Williams.
Hertzberg.	Willis.
McMillin.	Witt.
Richards.	Woods.

Absent.

Dorough.	Wood.
Hall.	

Absent—Excused.

Carlock.

(Senator McMillin in the Chair.)

**House Bill No. 170.**

The Chair laid before the Senate, on second reading,

H. B. No. 170, A bill to be entitled "An Act making an appropriation to pay the contingent expenses of the First Called Session of the Thirty-seventh Legislature, of the State of Texas, convened July 18, 1921; providing how accounts shall be approved, and declaring an emergency."

The Senate rule requiring committee reports to lie over for one day, was suspended.

The committee report was adopted.

The bill was read second time and passed to a third reading.

On motion of Senator Dudley, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 170 put on its third reading and final passage by the following vote:

Yeas—28.

Bailey.	Baugh.
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Bledsoe.	McMillan.
Buchanan.	Murphy.
Burkett.	Page.
Clark.	Parr.
Cousins.	Richards.
Darwin.	Rogers.
Davidson.	Suiter.
Doyle.	Watts.
Dudley.	Williams.
Fairchild.	Willis.
Floyd.	Witt.
Hertzberg.	Wood.
Lewis.	Woods.

Absent.

Dorough, Hall.

Absent—Excused.

Carlock.

The bill was read third time and passed finally, by the following vote:

Yeas—28.

Bailey.	Lewis.
Baugh.	McMillan.
Bledsoe.	Murphy.
Buchanan.	Page.
Burkett.	Parr.
Clark.	Richards.
Cousins.	Rogers.
Darwin.	Suiter.
Davidson.	Watts.
Doyle.	Williams.
Dudley.	Willis.
Fairchild.	Witt.
Floyd.	Wood.
Hertzberg.	Woods.

Absent.

Dorough, Hall.

Absent—Excused.

Carlock.

#### Bills Read and Referred.

The Chair, Lieutenant Governor Davidson, had referred, after their captions had been read, the following House Bills:

H. B. No. 125, Referred to Committee on Finance.

H. B. No. 117, Referred to Committee on Civil Jurisprudence.

(Lieutenant Governor Davidson in the Chair.)

#### House Bill No. 44.

On motion of Senator Bledsoe, the constitutional rule requiring bills to be read on three several days was

suspended and H. B. No. 44 put on its second reading by the following vote:

Yeas—28.

Bailey.	Lewis.
Baugh.	McMillan.
Bledsoe.	Murphy.
Buchanan.	Page.
Burkett.	Parr.
Clark.	Richards.
Cousins.	Rogers.
Darwin.	Suiter.
Davidson.	Watts.
Doyle.	Williams.
Dudley.	Willis.
Fairchild.	Witt.
Floyd.	Wood.
Hertzberg.	Woods.

Absent.

Dorough, Hall.

Absent—Excused.

Carlock.

The Chair laid before the Senate, on second reading,

H. B. No. 44, A bill to be entitled "An Act to amend Article 7235, Chapter 6, Title 124, Revised Civil Statutes, 1911, as amended by Chapter 72 of General Laws of the Thirty-third Legislature, and Chapters 26 and 99 of the General Laws of the Thirty-fourth Legislature, and Chapter 131, General Laws of the Thirty-fifth Legislature, and Chapter 10 of the Third Called Session of the Thirty-fifth Legislature, and Chapter 13 of the Fourth Called Session of the Thirty-fifth Legislature, and Chapter 35, General Laws of the Thirty-sixth Legislature, and Chapter 105, General Laws, of the Thirty-sixth Legislature, and Chapter 50 of the General Laws of the Third Called Session of the Thirty-sixth Legislature, and Chapter 32 of the General Laws of the Regular Session of the Thirty-seventh Legislature, with reference to the mode of preventing horses and certain other animals from running at large in the counties named so as to include Wheeler County; and declaring an emergency."

The Senate rule requiring committee reports to lie over for one day, was suspended.

The committee report was adopted.

(Senator Rogers in the Chair.)

The bill was read second time and passed to a third reading.

On motion of Senator Bledsoe, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 44 put on its third reading and final passage by the following vote:

Yeas—28.

Bailey.	Lewis.
Baugh.	McMillin.
Bledsoe.	Murphy.
Buchanan.	Page.
Burkett.	Parr.
Clark.	Richards.
Cousins.	Rogers.
Darwin.	Suiter.
Davidson.	Watts.
Doyle.	Williams.
Dudley.	Willis.
Fairchild.	Witt.
Floyd.	Wood.
Hertzberg.	Woods.

Absent.

Dorough. Hall.

Absent—Excused.

Carlock.

The bill was read third time and, passed finally.

#### House Bill No. 101.

On motion of Senator Parr, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 101 put on its second reading by the following vote:

Yeas—28.

Bailey.	Lewis.
Baugh.	McMillin.
Bledsoe.	Murphy.
Buchanan.	Page.
Burkett.	Parr.
Clark.	Richards.
Cousins.	Rogers.
Darwin.	Suiter.
Davidson.	Watts.
Doyle.	Williams.
Dudley.	Willis.
Fairchild.	Witt.
Floyd.	Wood.
Hertzberg.	Woods.

Absent.

Dorough. Hall.

Absent—Excused.

Carlock.

The Chair laid before the Senate, on second reading,

H. B. No. 101, A bill to be entitled "An Act defining the boundaries of the Alice Independent School District in Jim Wells County, Texas."

The Senate rule requiring committee reports to lie over for one day was suspended.

The committee report was adopted.

The bill was read second time and passed to a third reading.

On motion of Senator Parr, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 101 put on its third reading and final passage by the following vote:

Yeas—28.

Bailey.	Lewis.
Baugh.	McMillin.
Bledsoe.	Murphy.
Buchanan.	Page.
Burkett.	Parr.
Clark.	Richards.
Cousins.	Rogers.
Darwin.	Suiter.
Davidson.	Watts.
Doyle.	Williams.
Dudley.	Willis.
Fairchild.	Witt.
Floyd.	Wood.
Hertzberg.	Woods.

Absent.

Dorough. Hall.

Absent—Excused.

Carlock.

The bill was read third time and passed finally.

#### House Bill No. 118.

Senator Fairchild moved to suspend the regular order of business and take up for consideration, H. B. No. 118.

The motion was lost by the following vote, a two-thirds vote being necessary:

Yeas—15.

Buchanan.	Murphy.
Burkett.	Parr.
Clark.	Richards.
Cousins.	Rogers.
Davidson.	Suiter.
Doyle.	Watts.
Fairchild.	Witt.
Floyd.	

## Nays—8.

Baugh.	Lewis.
Bledsoe.	McMillin.
Darwin.	Williams.
Dudley.	Woods.

## Absent.

Bailey.	Page.
Dorough.	Willis.
Hall.	Wood.
Hertzberg.	

## Absent—Excused.

Carlock.

## House Bill No. 171.

On motion of Senator Bledsoe, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 171 put on its second reading by the following vote:

## Yeas—28.

Bailey.	Lewis.
Baugh.	McMillin.
Bledsoe.	Murphy.
Buchanan.	Page.
Burkett.	Parr.
Clark.	Richards.
Cousins.	Rogers.
Darwin.	Suiter.
Davidson.	Watts.
Doyle.	Williams.
Dudley.	Willis.
Fairchild.	Witt.
Floyd.	Wood.
Hertzberg.	Woods.

## Absent.

Dorough.	Hall.
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## Absent—Excused.

Carlock.

The Chair laid before the Senate, on second reading,

H. B. No. 171, A bill to be entitled "An Act enlarging the area and correcting the boundaries of the present Hale Center Independent School District; providing for transportation of certain students, and declaring an emergency."

The Senate rule requiring committee reports to lie over for one day was suspended.

The committee report was adopted.

The bill was read second time and passed to a third reading.

On motion of Senator Bledsoe, the

constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 171 put on its third reading and final passage by the following vote:

## Yeas—28.

Bailey.	Lewis.
Baugh.	McMillin.
Bledsoe.	Murphy.
Buchanan.	Page.
Burkett.	Parr.
Clark.	Richards.
Cousins.	Rogers.
Darwin.	Suiter.
Davidson.	Watts.
Doyle.	Williams.
Dudley.	Willis.
Fairchild.	Witt.
Floyd.	Wood.
Hertzberg.	Woods.

## Absent.

Dorough.	Hall.
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## Absent—Excused.

Carlock.

The bill was read third time and passed finally, by the following vote:

## Yeas—28.

Bailey.	Lewis.
Baugh.	McMillin.
Bledsoe.	Murphy.
Buchanan.	Page.
Burkett.	Parr.
Clark.	Richards.
Cousins.	Rogers.
Darwin.	Suiter.
Davidson.	Watts.
Doyle.	Williams.
Dudley.	Willis.
Fairchild.	Witt.
Floyd.	Wood.
Hertzberg.	Woods.

## Absent.

Dorough.	Hall.
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## Absent—Excused.

Carlock.

## House Bill No. 120.

On motion of Senator Dudley, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 120 put on its second reading by the following vote:

## Yeas—28.

Bailey.	Lewis.
Baugh.	McMillin.
Bledsoe.	Murphy.
Buchanan.	Page.
Burkett.	Parr.
Clark.	Richards.
Cousins.	Rogers.
Darwin.	Suiter.
Davidson.	Watts.
Doyle.	Williams.
Dudley.	Willis.
Fairchild.	Witt.
Floyd.	Wood.
Hertzberg.	Woods.

Absent.

Dorough. Hall.

Absent—Excused.

Carlock.

The Chair laid before the Senate, on second reading,

H. B. No. 120, A bill to be entitled "An Act making the librarian of the library of the University of Texas the custodian of the printed reports of the decision of the Courts of Civil Appeals, the Court of Criminal Appeals, and the Supreme Court of this State and authorizing a transfer of those now on hand in the office of the Secretary of State to the University Library, authorizing said reports to be used while in said library; also authorizing the Secretary of State to turn over to the University librarian twenty-five volumes each of the Revised Civil Statutes of 1911 and the Revised Criminal Statutes of 1911, and declaring an emergency."

The Senate rule requiring committee reports to lie over for one day was suspended.

The committee report was adopted.

On motion of Senator Bailey the bill was laid on the table subject to call.

## House Bill No. 144.

Senator Clark asked unanimous consent for consideration at this time H. B. No. 144, and there was no objection.

Senator Clark moved that the constitutional rule requiring bills to be read on three several days be suspended, and H. B. No. 144 put on its second reading.

The motion was lost by the following vote, a four-fifths vote being necessary:

## Yeas—19.

Bailey.	Lewis.
Baugh.	Murphy.
Buchanan.	Parr.
Burkett.	Richards.
Clark.	Rogers.
Cousins.	Suiter.
Davidson.	Willis.
Doyle.	Witt.
Fairchild.	Woods.
Floyd.	

Nays—6.

Bledsoe.	McMillin.
Darwin.	Page.
Dudley.	Williams.

Absent.

Dorough.	Watts.
Hall.	Wood.
Hertzberg.	

Absent—Excused.

Carlock.

(Lieutenant Governor Davidson in the chair.)

## House Bill No. 40.

On motion of Senator Parr, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 40 put on its second reading by the following vote:

## Yeas—26.

Bailey.	Lewis.
Baugh.	McMillin.
Bledsoe.	Murphy.
Buchanan.	Page.
Burkett.	Parr.
Clark.	Richards.
Cousins.	Rogers.
Darwin.	Suiter.
Davidson.	Watts.
Doyle.	Williams.
Dudley.	Willis.
Fairchild.	Witt.
Floyd.	Wood.

Absent.

Dorough.	Hertzberg.
Hall.	Woods.

Absent—Excused.

Carlock.

The Chair laid before the Senate, on second reading,

H. B. No. 40, A bill to be entitled "An Act to amend Section 40 of the Chapter 87, Acts of the Thirty-fifth

Legislature, Regular Session, and Section 40 thereof as amended by Chapter 13, Section 2, General Laws of the Thirty-seventh Legislature, and adding thereto new Sections 40a, 140 and 141 relating to organization and government of water improvement and irrigation districts; providing for the fixing of liens and the collection of taxes, and the protection of the water supply by such districts, and declaring an emergency."

The Senate rule requiring committee reports to lie over one day was suspended.

The committee report was adopted.

The bill was read second time and passed to a third reading.

On motion of Senator Parr, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 40 put on its third reading and final passage by the following vote:

**Yeas—27.**

Bailey.	McMillin.
Baugh.	Murphy.
Bledsoe.	Page.
Buchanan.	Parr.
Burkett.	Richards.
Clark.	Rogers.
Cousins.	Sniter.
Darwin.	Watts.
Davidson.	Williams.
Doyle.	Willis.
Dudley.	Witt.
Fairchild.	Wood.
Floyd.	Woods.
Lewis.	

**Absent.**

Dorough. Hertzberg.

**Absent—Excused.**

Carlock. Hall.

The bill was read third time and passed finally.

**House Bill No. 88.**

The Chair laid before the Senate, on second reading,

H. B. No. 88, Creating the Detroit Independent School District in Red River County.

The bill was read second time and passed to a third reading.

On motion of Senator Floyd the bill was laid on the table subject to call.

The Senate calendar being clear, the

Senate was at ease subject to call of the Chair.

**Message from the House.**

Hall of the House of Representatives,  
Austin, Texas, August 15, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has granted the request of the Senate for a Free Conference Committee to consider S. B. No. 61, and the following have been appointed on part of the House: Quaid, Beasley of McCullough, Hall, Henderson of Marion, and John Davis of Dallas.

Respectfully submitted,

C. L. PHINNEY,

Chief Clerk, House of Representatives.

**At Ease.**

The Senate was at ease subject to call and was again called to order at 6:10 p. m. by Lieutenant Governor Davidson.

**Message from the House.**

Hall of the House of Representatives,  
Austin, Texas, August 15, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has reconsidered the vote by which the motion was passed asking for a Free Conference Committee on H. B. No. 8, and again request the Senate to appoint a Free Conference Committee. The following have been appointed on part of the House: Hill, Jones, Miller of Dallas, Bryant, Crumpton.

Respectfully submitted,

C. L. PHINNEY,

Chief Clerk, House of Representatives.

**House Bill No. 8.**

Action here reverted on the matter of the Conference on H. B. No. 8, and

Senator Bledsoe made the point of order that when the Conference Committee had made their report that they were automatically discharged, etc., holding that this was the case of any special committee.

The Chair ruled that after the Free Conference Committee report had been made that the Committee was automatically discharged and

that a motion for granting the request of the House for a new committee was in order, and,

Senator Bledsoe moved that the request of the House be granted for a conference committee and that another conference committee be appointed.

Senator Fairchild moved, as a substitute, that the first committee be revived.

The Chair ruled the motion out of order, and action recurred on the motion to grant the request of the House for another conference committee, which motion was adopted by the following vote:

**Yeas—12.**

Baugh.	Dudley.
Bledsoe.	Hertzberg.
Buchanan.	McMillin.
Burkett.	Murphy.
Davidson.	Watts.
Doyle.	Williams.

**Nays—10.**

Clark.	Parr.
Darwin.	Richards.
Fairchild.	Witt.
Floyd.	Wood.
Lewis.	Woods.

**Present—Not Voting.**

Suiter.

**Absent.**

Bailey.	Page.
Cousins.	Rogers.
Dorough.	Willis.
Hall.	

**Absent—Excused.**

Carlock.

**Recess.**

On motion of Senator Darwin, the Senate, at 6:20 p. m., recessed until 8:00 o'clock tonight.

**After Recess.**

**(Night Session.)**

The Senate was called to order by Lieutenant Governor Davidson.

**Message from the House.**

Hall of the House of Representatives,  
Austin, Texas, Aug. 15, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: I am directed by the House

to inform the Senate that the House has passed the following bills:

H. B. No. 80, A bill to be entitled "An Act to fix and establish a legal rate for the publication of all proclamations, advertising, or notices of all kinds required by law to be published in newspapers in this State, for the State, counties or municipalities, or in any legal proceeding providing for the filing by newspapers with the Board of Control at Austin, Texas, of a sworn statement of their regular rate for advertising to be open to public inspection, repealing all laws or parts of laws in conflict herewith, and declaring an emergency."

H. B. No. 113, A bill to be entitled "An Act validating the attempted incorporation of all cities, towns or villages operating under the provisions of Title 22, Revised Statutes, 1911, and amendments thereto, and validating the attempted acceptance by incorporated towns or villages of the provisions of the law with respect to cities and towns under said title, and declaring an emergency."

Respectfully submitted,

C. L. PHINNEY,

Chief Clerk House of Representatives.

**Conference Committee on House Bill No. 8.**

The Chair here announced the appointment of the following members of the Conference Committee on H. B. No. 8:

Senators Suiter, McMillin, Dudley, Fairchild and Floyd.

**Message from the House.**

Hall of the House of Representatives,  
Austin, Texas, Aug. 15, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

H. B. No. 124, A bill to be entitled "An Act to amend Sections 4 and 14, Chapter 44, of the Acts of the First Called Session of the Thirty-fifth Legislature in such a way as to make it possible for the State Text-book Commission to renew contracts wherever advantageous to the interest of the State, and to grant to the said Commission the power to take such action in the adoption of text-books for the public schools as may be necessary in the interests of

economy and of an efficient school system, and declaring an emergency."

H. B. No. 126, A bill to be entitled "An Act amending an Act authorizing cities of over fifty thousand to amend their charters by a majority vote of the qualified voters of said city passed by the Thirty-seventh Legislature in its Regular Session, being Chapter 101, pages 196 and 197 of the General Laws of said Regular Session, by providing that said cities may extend their corporate limits to include adjoining and contiguous territory, where the annexed territory does not include any city or town of more than five thousand according to last United States census; providing for the abolishment of the incorporation of any such annexed city or town having less than five thousand inhabitants, the abolishing of the offices thereof; providing for the assumption of the outstanding liabilities against the territory annexed; providing how any special funds on hand of such annexed city or town shall be applied; providing for the collection for all claims, debts and taxes due to said annexed territory; repealing all laws in conflict with this Act, and declaring an emergency."

H. B. No. 149, A bill to be entitled "An Act providing for the appointment or selection of a special judge of corporation courts of the various cities in the State of Texas over five thousand inhabitants where no provision is made for the appointment or selection of a special judge in case of disqualification or inability to act from any cause, and declaring an emergency."

S. B. No. 70, A bill to be entitled "An Act to amend Section 8 of S. B. 312, Chapter 16, of the Local and Special Acts of the Regular Session of the Thirty-fourth Legislature creating the LaPorte Independent School District, and declaring an emergency."

Respectfully submitted,

C. L. PHINNEY,

Chief Clerk House of Representatives.

#### Simple Resolution No. 48.

Be it resolved, That former Governor O. B. Colquitt be invited to address the Senate at this time.

RICHARDS.

The resolution was read and adopted.

Former Governor Colquitt was escorted to the President's stand, and, after being introduced, addressed the Senate briefly.

#### Bills Read and Referred.

The Chair (Lieutenant Governor Davidson), had referred, after their captions had been read, the following House bills:

H. B. No. 80, to Committee on Public Printing.

H. B. No. 113, to Committee on Towns and City Corporations.

H. B. No. 124, to Committee on Educational Affairs.

H. B. No. 126, to Committee on Towns and City Corporations.

H. B. No. 149, to Committee on Civil Jurisprudence.

#### Message from the House.

Hall of the House of Representatives,  
Austin, Texas, August 15, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

S. B. No. 91, A bill to be entitled "An Act incorporating the Winnsboro Independent School District in Wood and Franklin counties, etc., and declaring an emergency."

S. B. No. 95, A bill to be entitled "An Act creating the Mineola Independent District, and declaring an emergency."

S. B. No. 99, A bill to be entitled "An Act to amend Section 1 of Senate Bill No. 37, enacted at the Second Called Session of the Thirty-sixth Legislature, defining the boundaries of the 'Three P Independent School District' in Fannin County, Texas, revising the metes and bounds of said district, continuing in full force and effect all legal debts, obligations, and taxes heretofore legally authorized therein, and all other provisions, and declaring an emergency."

S. B. No. 104, A bill to be entitled "An Act creating the New Home Independent School District in Crosby County."

Refused to concur with Senate amendments on H. B. No. 1 and request that a Free Conference Com-

mittee be appointed. The following have been appointed on part of the House: Morris of Medina, Crumpton, Melson, Neblett, and Dorroch.

Refused to concur with Senate amendments on H. B. No. 137, and request that a Free Conference Committee be appointed. The following have been appointed on part of the House: Stephens, Quicksall, Thrasher, Mott, Miller of Dallas.

Respectfully submitted,  
C. L. PHINNEY,  
Chief Clerk House of Representatives.

#### Simple Resolution No. 49.

Whereas, The Hon. Dwight Lewellyn, a former member of the House of Representatives, is now within the bar of the Senate; therefore be it Resolved, That he be extended the privileges of the floor, and be invited to address the Senate.

McMILLIN.

The resolution was read and adopted.

Hon. Dwight Lewellyn, after being introduced, addressed the Senate briefly.

#### House Bill No. 1—Conference Committee On.

The Chair here announced the appointment of the following as members of the Conference Committee on H. B. No. 1: Senators Davidson, Lewis, Watts, Willis, Doyle.

#### House Bill No. 137.

The Chair here announced the appointment of Conference Committee on H. B. No. 137, on part of the Senate: Senators Bailey, Lewis, Parr, Hertzberg, and Rogers.

#### Message from the House.

Hall of the House of Representatives,  
Austin, Texas, August 15, 1921.  
Hon. Lynch Davidson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

S. B. No. 5, A bill to be entitled "An Act making appropriations for the State Superintendent of Public Instruction for the purpose of paying the expenses of taking the scholastic census in any district or locality

when deemed necessary to do so by said State Superintendent of Public Instruction, and declaring an emergency"

S. B. No. 8, A bill to be entitled "An Act abolishing the Criminal District Court of Bowie County, Texas; repealing Chapter 28 of the General Laws of the Fourth Called Session of the Thirty-fifth Legislature, and Chapter 8 of the General Laws of the Second Called Session of the Thirty-sixth Legislature, which Acts create and relate to the Criminal District Court of Bowie County; reviving any laws repealed by said Statutes not otherwise repealed; restoring the jurisdiction of other courts of Bowie County to conform to the purpose of this Act; and making this Act effective July 1, 1922."

With engrossed rider.

S. B. No. 15, A bill to be entitled "An Act to prevent the introduction into the State of Texas of the destructive cotton pest, *Pectinophora gossypiella*, Saunders, known as and hereinafter referred to as the pink bollworm and to control and eradicate such insect pest when and where discovered in this State; defining the pink bollworm and defining cotton or cotton products, declaring the policy of the State in its efforts to control and eradicate the pink bollworm; providing for the supervision of the planting and growing of cotton or the prevention of the growing of cotton near the Texas border adjacent to infestation of the pink bollworm without the State of Texas; authorizing the Governor to issue quarantine proclamation against cotton products and other things liable to carry the pink bollworm, originating in infested areas outside the State of Texas; providing for emergency quarantine against cotton or cotton products contaminated or infested with such pests; providing for the destruction of cotton, cotton products or cotton fields infested or contaminated with pink bollworm and for the appraisal and payment for such destruction; providing for the supervision of the growing of cotton or the prevention of the planting of cotton in areas within this State infested or contaminated with pink bollworm; providing for the payment by the State of damages to persons prevented from producing cotton and defining the

method of adjusting such claims as may arise; providing for the appointment of a compensation claim board and defining its duties; providing for the appointment of a pink bollworm commission and defining its duties; providing for the inspection of cotton and cotton products; making it the duty of the Commissioner of Agriculture to make adequate investigation to determine the presence of the pink bollworm within this State and giving him authority to employ inspectors and other assistants; providing a penalty for the violation of the provisions of this Act; providing for the change of venue in criminal cases arising under this Act; making it the duty of the Commissioner of Agriculture to co-operate with the Secretary of Agriculture of the United States in any measure authorized and to be undertaken to prevent the introduction of the pink bollworm into Texas; making an appropriation; repealing all laws in conflict with this Act; providing for the continuation of such measures for control and eradication of the pink bollworm as are in force when this law becomes effective, and declaring an emergency."

S. B. No. 13, A bill to be entitled "An Act amending Section 5 of An Act passed at the Regular Session of the Thirty-sixth Legislature of the State of Texas, entitled: 'An Act relating to the protection of wild game, birds, etc., and requiring a license for the purpose of hunting,' being H. B. No. 457, Chapter 157, of said Regular Session Laws, and to repeal all laws in conflict herewith, and declaring an emergency."

S. B. No. 105, A bill to be entitled "An Act creating the Calvert Independent School District in Robertson County, and declaring an emergency."

Refused to pass

S. B. No. 81, A bill to be entitled "An Act repealing Chapter 78 of the Special Road Laws of the Regular Session of the Thirty-seventh Legislature, which chapter amended the Special Road Laws for Red River County, and reviving any and all laws repealed by said Chapter 78, and declaring an emergency."

Respectfully submitted,

C. L. PHINNEY,

Chief Clerk House of Representatives.

#### Message from the House.

Hall of the House of Representatives,  
Austin, Texas, August 15, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

S. B. No. 42, A bill to be entitled "An Act to authorize the Commissioner of the General Land Office to lease Green Island, the group of islands known as Three Islands and North Bird Island and South Bird Island and the adjacent flats and reefs in Laguna Madre on the Texas Coast for a term not to exceed fifty years to the National Association of Audubon Societies for and in consideration of said Association undertaking to propagate, protect and conserve birds and bird life thereon; providing for the protection of birds and bird life thereon; providing punishment by fine and imprisonment for violation of this Act and declaring an emergency."

S. B. No. 43, A bill to be entitled "An Act to amend Art. 1531e, Chapter 16, Title 18, of the Penal Code, so as to provide that incorporated cities may permit obstruction of a street, not part of a designated State highway, by railway passenger trains for longer time than specified by law, and declaring an emergency."

S. B. No. 50, A bill to be entitled "An Act to define and regulate the practice of optometry; to create a board of examiners, prescribing its qualifications, powers and duties; to provide for the registration and examination of applicants and the issuance of license and certificates; to prescribe the qualifications of applicants; to provide that the county clerk of each county shall keep a record; to fix fees and require payment into the general fund of the State of Texas; to provide for the registration of optometrists and the revocation of their licenses for cause; to require licenses and certificates to be displayed; to prescribe manner of practice outside of principal office; to fix penalties; to provide that this act shall not apply to persons selling spectacles and eye glasses as merchandise from permanently established places of business."

Respectfully submitted,

C. L. PHINNEY,

Chief Clerk, House of Representatives.

**Senate Bill No 8—House Amendments Concurred In.**

Senator Richards called up S. B. No. 81 and moved that the Senate concur in the House amendments.

The motion to concur was adopted.

**House Bill No. 104.**

On motion of Senator Darwin, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 104 put on its second reading by the following vote:

**Yeas—22.**

Baugh.	McMillin.
Bledsoe.	Murphy.
Burkett.	Page.
Clark.	Parr.
Darwin.	Richards.
Davidson.	Rogers.
Doyle.	Suiter.
Dudley.	Watts.
Fairchild.	Williams.
Floyd.	Witt.
Hertzberg.	Wood.

**Absent.**

Bailey.	Hall.
Buchanan.	Lewis.
Cousins.	Willis.
Dorough.	Woods.

**Absent—Excused.**

Carlock.

The Chair laid before the Senate on second reading,

H. B. No. 124, A bill to be entitled "An Act to amend Sections 4 and 14, Chapter 44, of the Acts of the First Called Session of the Thirty-fifth Legislature in such a way as to make it possible for the State Text-book Commission to renew contracts wherever advantageous to the interest of the State, and to grant to the said Commission the power to take such action in the adoption of textbooks for the public schools as may be necessary in the interests of economy and of an efficient school system, and declaring an emergency."

The Senate rule requiring committee reports to lie over for one day was suspended.

The committee report was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Darwin, the constitutional rule requiring bills to

be read on three several days was suspended and H. B. No. 104 put on its third reading and final passage by the following vote:

**Yeas—22.**

Baugh.	McMillin.
Bledsoe.	Murphy.
Burkett.	Page.
Clark.	Parr.
Darwin.	Richards.
Davidson.	Rogers.
Doyle.	Suiter.
Dudley.	Watts.
Fairchild.	Williams.
Floyd.	Witt.
Hertzberg.	Wood.

**Absent.**

Bailey.	Hall.
Buchanan.	Lewis.
Cousins.	Willis.
Dorough.	Woods.

**Absent—Excused.**

Carlock.

The bill was read third time and passed finally.

**Bills Signed.**

The Chair (Lieutenant Governor Davidson) gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills:

House Bills No. 87, 67, 85, 82, 95, 97, 98, 99, 100, 104, 147, 105, 165, 152, 169, 45, 46, 48, 49, 50, 51, 52, 55, 59, 62, 66, 65, 68, 69, 71, 74, 89, 84, 90, 92, 73, 75, 72, 83, 81, 54, 109, 131, 145, 163, 148, 167, 166, 140, 132, 86.

House Concurrent Resolutions Nos. 20, 21.

Senate Bills No. 34, 17, 73, 44.

**Recess.**

On motion of Senator Clark the Senate, at 10:25 o'clock p. m., recessed until 10 o'clock tomorrow (Tuesday) morning.

**After Recess.**

(Tuesday, August 16, 1921.)

The Senate was called to order at 10 o'clock a. m. by Lieutenant Governor Davidson.

**House Bill No. 26.**

On motion of Senator Williams, the

constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 126 put on its second reading by the following vote:

Yeas—23.

Baugh.	Lewis.
Bledsoe.	McMillin.
Buchanan.	Murphy.
Burkett.	Parr.
Clark.	Richards.
Cousins.	Rogers.
Darwin.	Watts.
Davidson.	Williams.
Dudley.	Witt.
Fairchild.	Wood.
Floyd.	Woods.
Hertzberg.	

Absent.

Bailey.	Page.
Dorough.	Suiter.
Doyle.	Willis.
Hall.	

Absent—Excused.

Carlock.

The Chair laid before the Senate, on second reading,

H. B. No. 126, A bill to be entitled "An Act amending an Act authorizing cities of over fifty thousand to amend their charters by a majority vote of the qualified voters of said city passed by the Thirty-seventh Legislature in its Regular Session, being Chapter 101, pages 196 and 197 of the General Laws of said Regular Session, by providing that said cities may extend their corporate limits to include adjoining and contiguous territory, where the annexed territory does not include any city or town of more than five thousand according to last United States census; providing for the abolishment of the incorporation of any such annexed city or town having less than five thousand inhabitants, the abolishing of the officers thereof; providing for the assumption of the outstanding liabilities against the territory annexed; providing how any special funds on hand of such annexed city or town shall be applied; providing for the collection for all claims, debts and taxes due to said annexed territory; repealing all laws in conflict with this Act, and declaring an emergency."

The Senate rule, requiring committee reports to lie over for one day, was suspended.

The committee report was adopted. Senator Williams offered the following amendment, which was read and adopted:

Amend H. B. No. 126 by changing the words "fifty thousand" to "one hundred thousand" wherever same appears in the caption of the bill.

The bill was read second time and passed to a third reading.

On motion of Senator Williams, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 126 put on its third reading and final passage by the following vote:

Yeas—24.

Baugh.	Lewis.
Bledsoe.	McMillin.
Buchanan.	Murphy.
Burkett.	Page.
Clark.	Parr.
Cousins.	Richards.
Darwin.	Rogers.
Davidson.	Watts.
Dudley.	Williams.
Fairchild.	Witt.
Floyd.	Wood.
Hertzberg.	Woods.

Absent.

Bailey.	Hall.
Dorough.	Suiter.
Doyle.	Willis.

Absent—Excused.

Carlock.

The bill was read third time and passed finally.

#### Message from the House.

Hall of the House of Representatives,  
Austin, Texas, Aug. 16, 1921.  
Hon. Lynch Davidson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

S. B. No. 23, A bill to be entitled "An Act abolishing the Board consisting of the Lieutenant Governor and three members whom the Governor is authorized to appoint, and which Board is authorized and empowered to govern, manage and control Sub-Experiment Station to make experiments and conduct investigations in planting and growing agricultural and horticultural crops and soils, and the breeding, feeding and fattening of live stock for slaugh-

ter, and conferring the authority, duties, powers and functions of said Board upon the Board of Directors of the Agricultural and Mechanical College of Texas; and declaring an emergency."

S. B. No. 38, A bill to be entitled "An Act to amend Article 1610, Title 15, Chapter 28, Penal Code of the State of Texas, relating to the punishment for excessive whipping of refractory prisoners; prohibiting the use of chains in the penitentiary system of Texas, and limiting the use of the strap to certain offenses committed by prisoners, providing how same shall be applied; fixing the penalty and declaring an emergency."

S. B. No. 18, A bill to be entitled "An Act to provide a systematic method of road maintenance; the creation of a patrol system for the care and upkeep of the public roads and highways of the State. Providing for a budget system for the road and bridge fund of the counties, and providing for its proper safeguard and expenditure. Providing for the office of county road superintendent, and defining his duties and powers, empowering him to work county convicts upon the public roads. Authorizing and directing the commissioners' court to provide for needs and equipments of the road superintendent and patrolmen so employed. Prescribing the duties and liabilities of all persons subject to road duty, and fixing penalties for the violation or neglect of such duties so imposed. Repealing all laws in conflict herewith and declaring an emergency."

With amendments.

S. B. No. 52, A bill to be entitled "An Act to amend Chapter 76 of the General Laws of the Thirty-sixth Legislature passed at the Regular Session in 1919, by adding thereto a new section to be numbered 5a, so as to provide for public weighing for counties where there are two or more cities, towns or shipping points receiving commodities in large quantities, and declaring an emergency."

S. B. No. 85, A bill to be entitled "An Act prohibiting any person or persons appointed as manager, superintendent, clerk or otherwise employed in or by any eleemosynary institution under the control, supervision or management of the State of Texas, or the wife of any such appointee or employee or other per-

son related within the third degree by affinity or consanguinity to such appointee or employee of such institution from owning, managing, operating or otherwise pecuniarily interested in any store or other place of business where any article of merchandise is sold or offered for sale, and providing that the provisions of this Act shall not apply to a store or other place of business located more than ten miles from such institution, and providing a penalty for the violation of this Act, and declaring an emergency."

S. B. No. 98, A bill to be entitled "An Act providing that any city or town in this State having a population of 161,000 or more, according to last United States census, may provide for the payment of current expenses of said city or town for any fiscal year or portion thereof by the issuance of warrants drawn against the current revenues of said city or town for such fiscal year to the extent of eighty per cent of such revenues, etc."

S. B. No. 57, A bill to be entitled "An Act to amend Section 1 of Chapter 58 of the Acts of the Regular Session of the Thirty-seventh Legislature, the same being 'An Act to provide for the extension of the time in which to develop oil and gas under permits heretofore issued under the Mineral Act of 1917 upon islands, salt water lakes, bays, inlets, marshes and reefs owned by the State of Texas within tide water limits and that portion of the Gulf of Mexico within the jurisdiction of Texas, and declaring an emergency.'"

S. B. No. 56, A bill to be entitled "An Act to amend Article 606 of the Revised Civil Statutes of the State of Texas, 1911, providing how bond issues shall be submitted to an election; validating certain bond elections, and declaring an emergency."

S. B. No. 49, A bill to be entitled "An Act to provide that any city having a special charter, or a charter adopted or amended under Chapter 147 of the General Laws of the Thirty-third Legislature, passed at the Regular Session thereof, or under any amendments thereto, and having authority under its charter to determine, fix and regulate the charges, fares or rates of compensation to be charged by any person, firm or corporation enjoying a franchise in said

city shall in determining, fixing and regulating the charges, fares or rates of compensation to be charged by any such person, firm or corporation, base the same upon the fair value of the property of such person, firm or corporation devoted to furnishing service to such city, or the inhabitants thereof, and not upon any stock or bonds issued, or authorized to be issued, by, or any other indebtedness of, any such person, firm or corporation. And repealing all laws and parts of laws in conflict herewith; and declaring an emergency."

S. B. No. 101, A bill to be entitled "An Act making an appropriation of Sixty Thousand (\$60,000) Dollars to build and equip a school building at the State Orphan's Home near Corsicana, Texas."

S. B. No. 65, A bill to be entitled "An Act to amend Section 3 of Chapter 190 of the General Laws of the Regular Session of the Thirty-fifth Legislature, which section relates to the powers, duties, compensation, etc., of the State Highway Commission, the purpose of this Act being to permit the members of said Commission to receive an annual per diem aggregating the sum of fifteen hundred dollars (\$1,500.00), and declaring an emergency."

House has refused to pass

S. B. No. 35, A bill to be entitled "An Act providing for taking scholastic census, the time and manner of taking the same, prescribing the duty of the person taking or reporting scholastic census, prescribing the duty of the county superintendent relative to the preservation of the scholastic census and reporting the same to the State Superintendent of Public Instruction; providing for taking census in county line districts, describing the duty and power of the State Superintendent relative thereto; providing for taking the census in independent districts in cities and towns, constituting independent districts, providing for attendance of children of scholastic age in the public schools, providing penalties for the violation of this Act, repealing Arts. 2774, 2775, 2776, 2776a, 2777, 2778, 2779, of Chapter 13, of the Revised Civil Statutes of the State of Texas and all laws and parts of laws in conflict herewith."

S. B. No. 75, A bill to be entitled "An Act to re-locate the Penitentiary

of Texas, and to establish and erect a central prison system in the State of Texas; providing for the sale of the main penitentiary at Huntsville, and all the prison farms owned by said State, creating a special commission to select proper site for same, and to provide a plan for the sale of the main penitentiary and all farms belonging to the system; defining the powers of said Commission, and declaring an emergency."

S. B. No. 66, A bill to be entitled "An Act amending Section 18 of Chapter 190 of the General Laws of the State of Texas passed at the Regular Session of the Thirty-fifth Legislature relating to the registration of motor vehicles used on the public highways in the State of Texas, and declaring an emergency."

S. B. No. 78, A bill to be entitled "An Act making an appropriation to the Prison Commission of the State of Texas for operating expenses of said Prison Commission until September 1, 1922; providing for the return to the State Treasury of the amount used by said Prison Commission out of this appropriation; and declaring an emergency."

S. B. No. 72, A bill to be entitled "An Act to amend Section 1, of Chapter 81 of the Second Called Session of the Thirty-sixth Legislature, approved July 31st, 1919, relating to the relinquishment of fifteen sixteenths of oil and gas in public free school and asylum land to the owner of the soil, and repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

S. B. No. 80, A bill to be entitled "An Act to amend Articles 5955, 5956, 5963, 5967, 5969, 5970, 5973, 5975, 5978, 5984, 5987, 5992 and 6000, of Title 96 of the Revised Civil Statutes of 1911, relating to navigation districts, so as to provide that said districts may be composed of lands in one or more counties, and so as to provide that said districts may issue bonds in such denominations and payable at such time, or times, not exceeding 30 years from their date as may be deemed expedient by the commissioners court having jurisdiction of such districts, said bonds to bear not to exceed six per cent interest per annum, and declaring an emergency."

S. B. No. 83, A bill to be entitled "An Act creating a Penitentiary Su-

pervisory Board of the Penitentiary System of Texas, providing for the appointment of same and their compensation, and defining their duties, and declaring an emergency."

S. B. No. 82, A bill to be entitled "An Act to amend Articles 448, Chapter 5, Revised Civil Statutes of the State of Texas, 1911, relating to the amount to be paid to Banking Board of the State of Texas by any bank and trust company which now has the payment of its deposits guaranteed by the Depositors' Guaranty Fund or which may hereafter elect to secure its deposits under the Depositors' Guaranty Fund and limiting the amount of Depositors' Guaranty Fund to five million dollars; and giving authority to the Banking Board, in case such fund falls below five million dollars, or in case of emergency at any time, to require of each member bank a payment into said fund of two per cent of its average daily deposits or such part thereof as may be necessary to restore said fund to the sum of five million dollars; and providing that no bank shall ever be required to pay into said fund more than two per cent of its average daily deposits for any one year; and providing that the first payment herein to be made by a bank coming under the provisions of said Depositors' Guaranty Fund shall be made to said Board without reference to said maximum amount, and declaring an emergency."

S. B. No. 69, A bill to be entitled "An Act to amend Sections 19, 38, 41, 42, 44 and 47 of Chapter 44, Acts of the Thirty-fifth Legislature, Fourth Called Session, approved April 12, 1918, and also to amend Section 56 of said Chapter 44, as amended by Chapter 135, Acts of the Thirty-sixth Legislature, Regular Session, approved March 24, 1921; authorizing commissioners' courts to appoint commissioners of appraisal for levee improvement districts and to levy and cause to be assessed and collected the necessary taxes in such districts; defining the powers and duties of county tax collectors and levee district supervisors in connection with such taxes; defining the duties of county treasurers as treasurers of such districts, and providing that county auditors shall have no control over the finances of any levee improvement district; de-

fining the powers and duties of levee district supervisors and others with regard to construction work; providing for revision of the assessment of benefits and damages in such districts; and declaring an emergency."

The House concurred in Senate amendments to H. B. No. 164.

The House has concurred with Senate Amendments to H. B. No. 63.

The House adopted Free Conference Committee report on H. B. No. 32.

Respectfully submitted,

C. L. PHINNEY,  
Chief Clerk House of Representatives.

#### Message from the House.

Hall of the House of Representatives,  
Austin, Texas, August 16, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has adopted the report of the Committee to investigate graft and extravagance charges.

Respectfully submitted,

C. L. PHINNEY,  
Chief Clerk House of Representatives.

#### Senate Bill No. 15—House Amendments Concurred In.

Senator Darwin called up S. B. No. 15, Known as the Pink Bollworm Bill, and moved that the Senate concur in the House amendments.

The amendments were read, and Senator Darwin moved that the bill lie on the table subject to call, and,

Later Senator Darwin called the amendments up, and moved that the Senate concur in the amendments, which motion to concur was adopted.

#### Senate Bill No. 49.

Senator Richards called up S. B. No. 49, and moved that the Senate concur in the House amendments.

The amendments were read.

(Senator Dudley in the chair.)

Senator Rogers moved that the bill and amendment lie on the table subject to call.

(Senator Watts in the chair.)

**House Bill No. 32—Conference Committee Report.**

Hon. Lynch Davidson, President of the Senate;

Hon. Chas. G. Thomas, Speaker of the House.

Gentlemen: We, your Conference Committee appointed on H. B. No. 32, herewith submit the following report:

1. That the word "commercial" be added before the word "motor" and after the letter "a" in line 7, page 9 of the engrossed bill.

2. That the House recede from the Hill amendment, as amended by Williams of McLennan, and adopt the Senate amendment by Baugh, as amended by Suiter, with the word "tractor" in the Suiter amendment stricken out.

3. That the Senate recede from the Senate amendment by McMillin wherein the words and figures "eight thousand one to ten thousand (8,001 to 10,000)" is stricken out of the bill.

4. That the word "designated" be stricken from the Senate amendment by McMillin wherever it occurs.

McMILLIN,  
WILLIAMS,  
BAILEY,  
SUITER,  
HERTZBERG,  
Senate Committee.

JOHNSON  
of Wichita,  
FLY,  
BEAVENS,  
SIMMS,  
HILL,  
House Committee.

The above report was read and adopted.

**House Bill No. 114.**

Senator Dudley asked unanimous consent to take up H. B. No. 114. There was objection.

(Lieutenant Governor Davidson in the chair.)

**Simple Resolution No. 50.**

Whereas, after the adjournment of this Session of the Senate, there will be considerable necessary work by the Sergeant-at-Arms in the way of putting the Senate in order, together with the books, papers, etc., which will take at least three days; therefore be it

Resolved by the Senate, That the Sergeant-at-Arms be allowed a page during said three days, said page to be paid out of the contingent fund of the Senate at the rate of \$2.00 per day.

WATTS.

The resolution was read and adopted.

**Senate Bill No. 43.**

Senator Rogers called up S. B. No. 43, and moved that the Senate concur in the House amendments.

The amendments were read, and the motion to concur was adopted.

**House Bill No. 120.**

Senator Suiter here called from the table H. B. No. 120, considered at a former time on this Legislative day.

Action recurred on passage of the bill to a third reading, and,

Senator Suiter offered the following amendments, separately, all being adopted:

Amend H. B. No. 120 by striking out the words "all printed reports" in line 1 of Section 1 and insert in lieu thereof the following: "25 sets each of the printed reports."

Amend H. B. No. 120 by striking out "and any of such reports printed hereafter shall be placed in said University library and such librarian shall likewise be the custodian thereof," being the latter part of Section 1, and also strike out all of Section 2 of said bill, and re-number the other sections accordingly.

The bill was read second time and passed to a third reading.

On motion of Senator Suiter, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 120 put on its third reading and final passage by the following vote:

Yeas—28.

Bailey.	Dudley.
Baugh.	Fairchild.
Bledsoe.	Floyd.
Buchanan.	Hertzberg.
Burkett.	Lewis.
Clark.	McMillin.
Cousins.	Murphy.
Darwin.	Page.
Davidson.	Parr.
Doyle.	Richards.

Rogers.  
Suiter.  
Watts.  
Williams.

Willis.  
Witt.  
Wood.  
Woods.

Absent.

Dorough.

Hall.

Absent—Excused.

Carlock.

The bill was read third time and passed finally.

#### Recess.

On motion of Senator Bailey, the Senate, at 11:20 o'clock a. m., recessed until 1:30 o'clock p. m. today.

#### After Recess.

The Senate was called to order by Lieutenant Governor Davidson.

#### Senate Bill No. 52—Concurrence in House Amendments.

Senator Murphy called up S. B. No. 52, and moved to concur in the House amendment.

The amendment was read and the motion to concur was adopted.

#### Special Committee Appointment.

The Chair here announced the following as members of the Park committee as provided for by H. C. R. No. 17: Senators Bailey, Wood, Dudley.

#### Message from the House.

Hall of the House of Representatives, Austin, Texas, August 16, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has adopted a House Concurrent Resolution No. 24 suspending Section 11 of the Joint Rules of House and Senate, for the consideration of S. B. No. 81.

House concurs in Senate amendments to H. B. No. 120.

House concurs in Senate amendments to H. B. No. 126.

Respectfully submitted,

C. L. PHINNEY,

Chief Clerk House of Representatives.

#### Senate Bill No. 13—Concurrence in House Amendments.

Senator Parr called up S. B. No.

13, and moved that the Senate concur in the House amendments, which motion was adopted.

#### Senate Bill No. 6—Concurrence in House Amendments.

Senator Duldey called up S. B. No. 6, and moved that the Senate concur in House amendments.

The amendments were read, and the motion to concur was adopted.

#### Senate Bill No. 18—Concurrence in House Amendments.

Senator Davidson called up S. B. No. 18, and moved that the Senate concur in the House amendments.

The amendments were read, and the motion to concur was adopted.

#### Suspension of Joint Rule 11.

The Chair laid before the Senate, a House Concurrent Resolution No. 24, Providing for the suspension of Joint Rule 11, for the purpose of permitting the consideration of S. B. No. 81.

The resolution was read and lost, by the following vote:

Yeas—8.

Burkett	Floyd.
Cousins.	Richards.
Doyle.	Rogers.
Fairchild.	Witt.

Nays—12.

Bailey.	Lewis.
Baugh.	McMillin.
Bledsoe.	Murphy.
Darwin.	Parr.
Dudley.	Williams.
Hertzberg.	Willis.

Present—Not Voting.

Watts.

Absent.

Buchanan.	Page.
Clark.	Suiter.
Davidson.	Wood.
Dorough.	Woods.
Hall.	

Absent—Excused.

Carlock.

#### Simple Resolution No. 51.

Senator Bailey here, on part of the Special Committee, presented a memorial resolution anent the late Senator J. C. McNealus.

Senator Bailey and others spoke feelingly of the late Senator, and the resolution was unanimously adopted by a rising vote. (See Memorial Page for resolution in full.)

**Senate Bill No. 80—Concurrence in House Amendments.**

Senator Parr called up S. B. No. 80, and moved that the Senate concur in the House amendments.

The House amendments were read and the motion to concur was adopted.

**Senate Bill No. 75—Concurrence in House Amendments.**

Senator Hertzberg called up S. B. No. 75, and moved that the Senate concur in the House amendments.

The House amendments were read and the motion to concur was adopted.

**Extending Appreciation.**

Austin, Texas,  
August 16, 1921.

To the Senate and House of Representatives, First Called Session of the Thirty-seventh Legislature.

The Texas Prison Association desires to thank the members of the Senate and the House for the recent thorough and painstaking investigation of the State Penitentiaries and the prison system, for the humane and admirable report of the Committee, and for the adoption of the bills which this Association has advocated and espoused at this session. This action by the Legislature has gone far to place Texas in the front rank among the states in the just and humane treatment of the State's wards within the prisons and should greatly improve the conditions and standards for which we are laboring.

With great respect we tender you our congratulations.

JOHN G. WILLACY,  
President T. P. A.

**Senate Bill No. 65—Concurrence in House Amendments.**

Senator Darwin called up S. B. No. 65, and moved that the Senate concur in the House amendments.

The amendments were read, and the motion to concur was adopted.

**Senate Bill No. 69.**

Senator Darwin called up S. B. No. 69, and moved to concur in the House amendments.

The amendments were read, and the motion to concur was adopted.

Here the Senate, by motion, stood at ease until 2:30 o'clock today.

**House Bill No. 9.**

Senator Doyle here asked unanimous consent to take up H. B. No. 9, Being the Representative Redistricting Bill.

Senator Page objected on account of the fact that the bill had not been printed.

**Free Conference Committee Report On House Bill No. 1.**

Hon. Lynch Davidson, President of the Senate;

Hon. Chas. G. Thomas, Speaker of the House.

We, your Free Conference Committee appointed to consider H. B. No. 1, by Morris of Medina, have had the same under consideration, and have reached an agreement upon the form and substance of the proposed measure and here report the same back to our respective bodies, the Senate and House of Representatives, with the recommendation that the bill, as agreed upon by your said Committee, be passed, which bill agreed upon and adopted by your Committee is herewith presented as a part of this report.

DAVIDSON,  
WATTS,  
WILLIS,  
LEWIS,  
DOYLE,

On part of the Senate

MORRIS  
of Medina,  
DARROCH,  
NEBLETT,  
CRUMPTON.

On part of the House.

Representative Crumpton was opposed to the word "transported" in Sec. 2c.

A BILL  
to be entitled

An Act to repeal Sec. 31 and to amend Sections 1 and 2 of Chapter 78 of the General Laws of the Second Called Session of the

**In Memory and Honor**  
**of**  
**Senator James Clayton McNealus**

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**SIMPLE RESOLUTION NO. 51.**

Whereas, between adjournment of the Regular Session of the Thirty-seventh Legislature and the convening of the present session, death has taken from our numbers Senator James Clayton McNealus, who died in Fort Worth on May the 18th, 1921; and,

Whereas, the said Senator James Clayton McNealus was born near Roxbury, New York, October 15, 1850, of parents who were natives of the north of Ireland. At the age of 15 years he had finished the district public school and entered Roxbury Preparatory Academy with a dream of being graduated from Princeton.

Soon realizing that he had not at his command sufficient funds to take him through the great university, he decided to prepare himself for the greater things of life by the education which he would obtain as a newspaper man and he became an apprentice printer on the Albany Argus.

After having worked at his trade in the principal towns of the United States he came to Dallas in 1874 and made that city his home until his death. While living in Dallas he worked on the Dallas Times-Herald, the Dallas News, operated a news gathering bureau of his own and finally became the publisher of the Dallas Democrat, which newspaper he made nationally known by his virile editorials and his fight for democracy.

He was elected a member of the Texas Senate from Dallas in 1910 and held that office until, in the language of his own profession, the Editor-in-Chief called to him "Thirty"; therefore, be it

Resolved, by the Senate of Texas, that the State of Texas has lost a great and useful citizen and the Senate of Texas has lost a distinguished and beloved member who fought for what he deemed right, but who did not carry the bitterness of debate with him in his personal relations with his colleagues of the Senate; therefore, be it further

Resolved, that the Secretary of the Senate transmit a copy of these resolutions to the family of the deceased and that a page of the Journal be set aside as a memorial to our late beloved and respected fellow Senator.

BAILEY.  
PAGE.  
CLARK.  
WILLIS.  
WOOD.

The resolution was read and unanimously adopted by a rising vote.

Thirty-sixth Legislature, and to add thereto Secs. 2a, 2b, 2c, 2d, and E, and to amend the caption to conform thereto, making it unlawful for any person, directly or indirectly, to manufacture, sell, barter, exchange, transport, export, deliver, solicit, take orders for, or furnish spiritous, vinous, or malt liquors, or medicated bitters capable of producing intoxication, or any other intoxicants whatever, or any equipment for making such liquors, or to possess or receive for the purpose of sale any such liquors herein prohibited; declaring that it shall be unlawful for any person directly or indirectly to manufacture, sell, barter, exchange, transport, export, deliver, solicit or take orders for, or furnish any spiritous, vinous or malt liquors, or medicated bitters, or any potable liquor, mixture or preparation containing in excess or one per cent of alcohol, by volume, or any equipment for making any such liquors, or to possess, receive, or transport for the purpose of sale any such liquors herein prohibited. Providing that it shall not be unlawful for any person to manufacture, sell, barter, exchange, transport, export, deliver, solicit, take orders for, furnish, possess, or receive for the purpose of sale, barter, exchange, transport, or deliver, spiritous, vinous or malt liquors, or medicated bitters, after permit has been duly authorized and given by the proper authorities, for medicinal, mechanical, scientific, or sacramental purposes. Providing further that the purchaser, transporter, or possessor of any of the liquors herein prohibited shall not be held in law or fact to be an accomplice. Providing further that no person over twenty-five years of age convicted under any of the provisions of this Act shall have the benefit of the Suspended Sentence Law, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section A. That Section 31 of Chapter 78 of the Second Called Session of the Thirty-sixth Legislature shall be and the same is hereby repealed.

Sec. B. That Sections 1 and 2 of Chapter 78 of the Second Called Ses-

sion of the Thirty-sixth Legislature be so amended as to hereafter read as follows:

Section 1. That it shall be unlawful for any person, directly or indirectly, to manufacture, sell, barter, exchange, transport, export, deliver, solicit, take orders for or furnish spiritous, vinous or malt liquors, or medicated bitters, capable of producing intoxication, or any other intoxicant whatever, or any equipment for making any such liquors, or to possess or receive for the purpose of sale any such liquors herein prohibited.

Sec. 2. That it shall be unlawful for any person, directly or indirectly, to manufacture, sell, barter, exchange, transport, export, deliver, solicit, or take orders for, or furnish any spiritous, vinous or malt liquors, or medicated bitters, or any potable liquor, mixture or preparation, containing in excess of one per cent of alcohol by volume, or any equipment for making any such liquors, or to possess or receive for the purpose of sale any such liquors herein prohibited.

Sec. 2a. It shall not be unlawful for any person to manufacture, sell, barter, exchange, transport, export, deliver, solicit, take orders for, furnish, possess or receive for the purpose of sale, barter, exchange, transport, export, or deliver spiritous vinous or malt liquors or medicated bitters for medicinal, mechanical, scientific or sacramental purposes, subject to the provisions of this Act.

Sec. 2b. The manufacture, sale, barter, exchange, transportation, exporting, soliciting, taking orders for, furnishing and possessing of any of the liquors mentioned in this Chapter, if done for medical, mechanical, scientific or sacramental purposes, and after a permit has been duly authorized and granted by the proper authorities, shall not be punishable under the terms of this Chapter.

Sec. 2c. Upon a trial for a violation of any of the provisions of this Chapter, the purchaser, transporter, or possessor of any of the liquors prohibited herein shall not be held in law or in fact to be an accomplice, when a witness in any such trial.

Sec. 2d. No person over twenty-five years of age convicted under any of the provisions of this Act shall

have the benefits of the Suspended Sentence Law.

Sec. E. The crowded condition of the calendar and the fact that this is a special session of the Legislature, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read upon three several days be suspended, and such rule is so suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted.

The report was read, and,

Senator Fairchild made the point of order that the report submitted a new bill, and was not in order.

The Chair overruled the point of order.

The Conference Committee report was then adopted.

#### Senate Bill No. 49—Concurrence In House Amendments.

Senator Witt called up S. B. 49 and moved that the Senate concur in the House amendments.

The amendments were read, and,

Senator Witt moved that the Senate concur in the House amendments, and,

Senator Willis moved, as a substitute, that the Senate do not concur in the House amendments and request the appointment of a Conference Committee.

Senator Witt moved to table the substitute motion, which motion to table was adopted by the following vote:

#### Yeas—18.

Bailey.	Fairchild.
Baugh.	Floyd.
Bledsoe.	Page.
Buchanan.	Parr.
Burkett.	Richards.
Darwin.	Watts.
Davidson.	Witt.
Doyle.	Wood.
Dudley.	Woods.

#### Nays—8.

Clark.	McMillin.
Cousins.	Murphy.
Hertzberg.	Rogers.
Lewis.	Willis.

#### Absent.

Dorough.	Suiter.
Hall.	Williams.

Absent—Excused.

Carlock.

The motion to concur in the House amendments was then adopted.

#### Bills Signed.

(Tuesday, Aug. 16.)

The Chair, Lieutenant Governor Davidson, signed, in the presence of the Senate, after their captions had been read, the following House Bills: House Bills Nos. 124, 44, 170, 171, 78, 101, 40.

Also Senate Bills Nos. 42, 50, 95, 104, 99, 105, 70, 5, 56, 91.

#### Adjournment.

On motion of Senator Darwin the Senate, at 3:10 o'clock p. m., adjourned until 3:15 o'clock, August 16, 1921.

#### APPENDIX.

##### Committee Reports.

Committee Room,

Austin, Texas, August 15, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have carefully compared S. B. No. 17, copy hereto attached, and find the same correctly enrolled, and have this day at 3 o'clock p. m. presented the same to the Governor for his approval.

DARWIN, Chairman.

Committee Room,

Austin, Texas, August 15, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have carefully compared S. B. No. 44, copy hereto attached, and find the same correctly enrolled, and have this day at 3 o'clock p. m. presented the same to the Governor for his approval.

DARWIN, Chairman.

Committee Room,

Austin, Texas, August 11, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have carefully compared S. B. No. 93, copy hereto attached, and find the same correctly enrolled, and have this day at 4 o'clock p. m.

presented the same to the Governor for his approval.

DARWIN, Chairman.

Committee Room,

Austin, Texas, August 15, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have carefully compared S. C. R. No. 8, copy hereto attached, and find the same correctly enrolled, and have this day at 4 o'clock p. m. presented the same to the Governor for his approval.

DARWIN, Chairman.

Committee Room,

Austin, Texas, August 15, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have carefully compared S. B. No. 62, copy hereto attached, and find the same correctly enrolled, and have this day at 4 o'clock p. m. presented the same to the Governor for his approval.

DARWIN, Chairman.

Senate Chamber.

Austin, Texas, August 15, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 41 carefully compared, and find same to be correctly engrossed.

DOYLE, Chairman.

Committee Room.

Austin, Texas, August 15, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have carefully compared S. B. No. 34, copy hereto attached, and find the same correctly enrolled, and have this day at 3 o'clock p. m. presented the same to the Governor for his approval.

DARWIN, Chairman.

(Majority Report.)

Committee Room,

Austin, Texas, August 15, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, a majority of your Committee on Insurance and Banking, to whom was referred

H. B. No. 118, A bill to be entitled

"An Act conferring upon life insurance companies organized under the laws of this State, in addition to the powers heretofore conferred upon such companies, the power to act as executor under the last will, or as administrator of the estate of any deceased person under appointment of any court of record having jurisdiction of the estate of such person, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with a recommendation that it do not pass.

PAGE, Chairman.

(Minority Report.)

Committee Room,

Austin, Texas, August 15, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, a minority of your Committee on Insurance and Banking, to whom was referred

H. B. No. 118. A bill to be entitled "An Act conferring upon life insurance companies organized under the laws of this State, in addition to the powers heretofore conferred upon such companies, the power to act as executor under the last will, or as administrator of the estate of any deceased person under appointment of any court of record having jurisdiction of the estate of such person, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with a recommendation that it do pass.

CLARK,

FAIRCHILD.

Committee Room.

Austin, Texas, August 15, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Stock and Stock Raising, to whom was referred

H. B. No. 44, A bill to be entitled "An Act to amend Art. 7235, Chapter 6, Title 124, Revised Civil Statutes 1911, as amended by Chapter 72 of General Laws of Thirty-third Legislature, and Chapters 26 and 99 of the General Laws of the Thirty-fourth Legislature, and Chapter 131, General Laws of the Thirty-fifth Legislature, and Chapter 10 of the Third

Called Session of the Thirty-fifth Legislature, and Chapter 13 of the Fourth Called Session of the Thirty-sixth Legislature, and Chapter 35, General Laws of the Thirty-sixth Legislature, and Chapter 105, General Laws of the Thirty-sixth Legislature, and Chapter 50 of the General Laws of the Third Called Session of the Thirty-sixth Legislature, and Chapter 32 of the General Laws of the Regular Session of the Thirty-seventh Legislature, with reference to the mode of preventing horses and certain other animals from running at large in the counties named so as to include Wheeler County; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, but that it be not printed.

CLARK, Chairman.

(Floor Report.)

Senate Chamber,  
Austin, Texas, August 15, 1921.  
Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

H. B. No. 78, A bill to be entitled "An Act to amend Article 235, Chapter 2, Title 4, of the Code of Criminal Procedure of the State of Texas of 1911; defining the county in which the offense of forgery of a written instrument, or where the same is used or passed, or attempted to be used or passed or deposited for either collection or credit, etc.."

Have had the same under consideration, and beg leave to report the same back to the Senate with the recommendation that it do pass, but that it be not printed.

Hertzberg, Chairman; Parr, Woods, Suiter, Willis, Rogers, Dudley, Fairchild.

Committee Room,  
Austin, Texas, August 15, 1921.  
Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred,

H. B. No. 101, A bill to be entitled "An Act defining the boundaries of the Alice Independent School District

in Jim Wells County, Texas, as heretofore created and as amended and confirmed by Senate Bill No. 77, Chapter 44 of the Local and Special Laws of the Thirty-sixth Legislature at its Third Called Session, page 142," etc..

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

WITT, Chairman.

Committee Room,  
Austin, Texas, Aug. 15, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 120, A bill to be entitled "An Act making the librarian of the Library of the University of Texas the custodian of the printed reports of the decisions of the Courts of Civil Appeals, the Court of Criminal Appeals, and the Supreme Court of this State and authorizing a transfer of those now on hand in the office of the Secretary of State to the University Library," etc.,

Have had same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

WITT, Chairman.

Committee Room,  
Austin, Texas, Aug. 15, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 171, A bill to be entitled "An Act enlarging the area and correcting the boundaries of the present Hale Center Independent School District; providing for transportation of certain students, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

WITT, Chairman.

Senate Chamber,  
Austin, Texas, Aug. 15, 1921.  
Hon. Lynch Davidson, President of  
the Senate.

Sir: We, your Committee on Finance, to whom was referred

H. B. No. 137 which is the miscellaneous appropriation bill,

Have examined the same and report it back with the recommendation that it do pass with the committee amendments, and be not printed.

DUDLEY, Chairman.

Senate Chamber,  
Austin, Texas, Aug. 15, 1921.  
Hon. Lynch Davidson, President of  
the Senate.

Sir: We, your Committee on Finance, to whom was referred

H. B. No. 170, A bill to be entitled "An Act appropriating \$10,000 for contingent expense fund."

Have examined the same and report it back with the recommendation that it do pass and be not printed.

DUDLEY, Chairman.

(Floor Report.)

Senate Chamber,  
Austin, Texas, Aug. 15, 1921.  
Hon. Lynch Davidson, President of  
the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

H. B. No. 117, A bill to be entitled "An Act to amend Article 1585 of Chapter 2, Title 32, of the Revised Civil Statutes of Texas, of 1911, fixing the terms of courts of Civil Appeals,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, but be not printed."

Bailey, Chairman; Davidson, Woods, Lewis, Bledsoe. McMillin.

Committee Room,  
Austin, Texas, Aug. 15, 1921.  
Hon. Lynch Davidson, President of  
the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 144, A bill to be entitled "An Act to establish and maintain a State School of Correspondence at Austin, Texas; to provide for all courses of study by correspondence

that supply the needs of Texas people," etc.,

Have had the same under consideration, and beg leave to report that same does not properly belong to the Educational Committee because it carries an appropriation, and that it be referred to the Finance Committee.

WITT, Chairman.

Committee Room,  
Austin, Texas, Aug. 15, 1921.  
Hon. Lynch Davidson, President of  
the Senate.

Sir: We, your Committee on Mining, Irrigation and Drainage, to whom was referred

H. B. No. 40, A bill to be entitled "An Act to amend Section 40 of Chapter 87, Acts of the Thirty-sixth Legislature, Regular Session, and Section 40 thereof as amended by Chapter 13, Section 2, General Laws Acts of the Thirty-seventh Legislature, by adding thereto new Sections 40a and 140 and 141 relating to organization and Government of Water Improvement and Irrigation Districts; providing for the fixing of liens and the collection of taxes, and the protection of the water supply by such districts, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

BLEDSON, Chairman.

Senate Chamber,  
Austin, Texas, Aug. 16, 1921.  
Hon. Lynch Davidson, President of  
the Senate.

Sir: We, your Committee on Representative Districts, to whom was referred H. B. No. 9,

Have had the same under consideration and I am instructed by the Committee to report the same back to the Senate for the purpose of consideration upon the floor of the Senate, and that the bill be not printed.

FAIRCHILD, Chairman.

(Floor Report.)

Senate Chamber,  
Austin, Texas, Aug. 15, 1921.  
Hon. Lynch Davidson, President of  
the Senate.

Sir: We, your Committee on Crim-

inal Jurisprudence, to whom was referred

S. B. No. 3, A bill to be entitled "An Act to repeal Articles 865a, 865b, 865c, 865d, 865e, 865f, 865g, 865h, and 865i of the Code of Criminal Procedure of the State of Texas,"

Having had said bill under consideration, beg leave to report the same back to the Senate with the recommendation that it do pass but be not printed.

Hertzberg, Chairman; Suiter, Parr, Dudley, Willis.

Committee Room,  
Austin, Texas, Aug. 15, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have carefully compared S. B. No. 73, copy hereto attached, and find the same correctly enrolled, and have this day, at 6 o'clock p. m., presented the same to the Governor for his approval.

DARWIN, Chairman.

(Floor Report.)

Senate Chamber,  
Austin, Texas, Aug. 16, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Education, to whom was referred House Bill No. 144, a bill to be entitled, "An Act to establish and maintain a State School of Correspondence at Austin, Texas; to provide for all courses of study by correspondence that supply the needs of Texas people; to provide for the appointment of an executive board for same and prescribe their duties, to provide for the appointment of members of the faculty, prescribe their duties and provide for the salaries of members of said faculty,"

Have had the same under consideration and we are instructed to report the same back to the Senate with the recommendation that it do pass and be not printed.

WITT, Chairman.  
RICHARDS,  
FAIRCHILD,  
McMILLIN,  
COUSINS,  
ROGERS.

Senate Chamber,  
Austin, Texas, Aug. 16, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred H. B. No. 114,

Have examined the same and beg leave to report it back with the recommendation that it do pass, with committee amendments, and be not printed.

Committee Room,  
Austin, Texas, Aug. 15, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: Your Committee on Towns and City Corporations, to whom was referred H. B. No. 126,

"An Act amending an act authorizing cities of over fifty thousand to amend their charters by a majority vote of the qualified voters of said city passed by the 37th Legislature in its regular session being chapter 101, pp. 196 and 197 of the General Laws of said regular session, by providing that said cities of 50,000 and over and under 150,000 may extend their corporate limits to include adjoining and contiguous territory, where the annexed territory does not include any city or town of more than five thousand according to last U. S. census. Providing for the abolishment of the incorporation of any such annexed city or town having less than five thousand inhabitants, the abolishing of the offices thereof; providing for the assumption of the outstanding liabilities against the territory annexed; providing how any special funds on hand of such annexed city or town shall be applied; providing for the collection of all claims, debts and taxes due to said annexed territory; repealing all laws in conflict with this Act, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with recommendation that it do pass and be not printed.

WATTS, Chairman.

Senate Chamber,  
Austin, Texas, Aug. 15, 1921.

Hon. Lynch Davidson, President of the Senate.

We, your Committee on Towns and City Corporations, having had under

consideration H. B. No. 113, being a bill to be entitled

"An Act validating the attempted incorporation of all cities, towns and villages operating under the provisions of Title 22, Revised Statutes of 1911, and amendments thereto, etc., and declaring an emergency."

Have this day had the same under consideration, and I am instructed to report the same back to the Senate with recommendation that it do pass and be not printed.

WATTS, Chairman.

(Floor Report.)

Senate Chamber,  
Austin, Texas, Aug. 15, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 124, A bill to be entitled "An Act to amend Sections 4 and 14, Chapter 44, of the Acts of the First Called Session of the Thirty-fifth Legislature in such a way as to make it possible for the State Text Book Commission to renew contracts wherever advantageous to the interest of the State," etc.,

Have had the same under consideration, and beg leave to report the same back to the Senate with the recommendation that it do pass, and that it be not printed.

Hertzberg, Vice Chairman; Rogers, Burkett, Floyd, Suiter, Richards, McMillin.

Committee Room,  
Austin, Texas, Aug. 15, 1921.

Hon. Lynch Davidson, President of the Senate.

Sir: We, your Committee on Public Printing, to whom was referred

H. B. No. 80, A bill to be entitled "An Act to fix and establish a legal rate for the publication of all proclamations, advertising, or notices of all kinds required by law to be published," etc.

Have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass but be not printed.

ROGERS, Chairman.

## TWENTY-FOURTH DAY.

Senate Chamber,  
Austin, Texas,

Tuesday, August 16, 1921.

The Senate met at 3:15 o'clock p. m., pursuant to adjournment, and was called to order by Lieutenant Governor Davidson.

The roll was called, a quorum being present, the following Senators answering to their names:

Bailey.	McMillin.
Baugh.	Murphy.
Burkett	Parr.
Clark.	Richards.
Darwin.	Rogers.
Davidson.	Suiter.
Doyle.	Watts.
Dudley.	Williams.
Floyd.	Willis.
Hertzberg.	Witt.
Lewis.	Woods.

### Absent.

Bledsoe.	Fairchild.
Buchanan.	Hall.
Cousins.	Page.
Dorough.	Wood.

### Absent—Excused.

Carlock.

Prayer by the chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Watts.

### Free Conference Committee Report On Senate Bill No. 19.

Committee Room,

Austin, Texas, August 15, 1921.

Hon. Lynch Davidson, President of the Senate;

Hon. Chas. G. Thomas, Speaker of the House.

Sirs: We, your Conference Committee on S. B. No. 19, have adjusted the differences between Senate and House and recommend the passage in lieu of S. B. No. 19 the following Committee Substitute.

FLOYD,  
COUSINS,  
WILLIAMS,  
ROGERS,  
BUCHANAN.

On the part of the Senate.

THOMAS,  
CHITWOOD,  
DINKLE,  
FAUBION,  
MATHES,

On the part of the House.